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INDEX TO GENERAL ORDERS AND CIRCULARS,

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD, STATE OF NEW YORK.

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 To be kept.....G. O. 2, 1867

ROSTERS. See "Reports, &c."
 Called for.....Circ. Nov. 27, 1868
 and Circ. Nov. 19, 1869

SABRE EXERCISE.
 Classes for instruction in..Circ. Dec. 24, 1869

SECOND DIVISION.
 Joint parade with First Div....G. O. 11, 1880

SECOND INFANTRY.
 Disbanded.....G. O. 15, 1869

SEPARATE TROOP A. (Formerly H).
 Disbanded.....G. O. 3, 1881

SEPARATE TROOP H.
 Transferred from First Brig. Cav.
 to Div.....G. O. 13, 1870

SEPARATE TROOP WASH. GREY. CAV.
 Transferred from First Brig. Cav.
 to Third Brig. Inf....G. O. 13, 1870
 Transferred from Third Brig. Cav.
 to First Div. (Since Battery
 E. & Second Battery).....G. O. 6, 1874

SEVENTY-FIRST INFANTRY.
 Thirty-seventh Inf. consolidated
 with.....G. O. 9, 1870
 Transferred from First to Second
 Brig.....G. O. 10, 1875

SEVENTY-NINTH INFANTRY.
 Transferred from Fourth to First
 Brigade.....G. O. 15, 1869
 Reduced to 6 company battalion,
 G. O. 7, 1870
 Disbanded.....G. O. 10, 1875

SHALER, ALEXANDER, MAJ.-GEN'L.
 Assumes command of Division, G. O. 1, 1867
 Charges and specifications against,
 dismissed.....G. O. 1, 1870
 Leave of absence.....G. O. 15, 1874
 Resumes command.....G. O. 1, 1875
 Leave of absence.....G. O. 4, 1880
 Resumes command.....G. O. 10, 1880

SIGNAL ON FIRE BELLS.
 For assembly of Division.....G. O. 10, 1868

SIXTH INFANTRY.
 Disbanded.....G. O. 6, 1875

SIXTY-NINTH INFANTRY.
 Transferred from Fourth to First
 Brigade.....G. O. 15, 1869
 Transferred from First to Third
 Brigade.....G. O. 10, 1875

STAFF OFFICERS, "HONORARY."
 Prohibited.....G. O. 3, 1871

STATE ARSENAL.
 Drill room, use of, Circ. Oct. 23 and Nov. 15,
 1869, and Circ. 8, 1870

STEUBEN, BARON VON.

Parade in honor of representatives
of.....G. O. 12, 1881

TARGET PRACTICE.

See "Rifle Practice."

TAXATION.

Exemption from.....Circ. 1, 1870

THIRD CAVALRY.

Reduced to eight companies....G. O. 7, 1870

Transferred from First Brigade Cavalry to Second Brigade.....G. O. 13, 1870

Transferred from Second Brigade to Division.....G. O. 6, 1874

Disbanded.....G. O. 9, 1880

THIRD INFANTRY.

Disbanded.....G. O. 2, 1869

THIRTY-SEVENTH INFANTRY.

Reduced to six company battalion,
G. O. 7, 1870

Reduction of revoked and consolidated
with 71st Infantry.....G. O. 9, 1870

THOMAS, GEO. H., LATE MAJ.-GEN. U.S.A.

Relative to subscription for monument
to.....Circ. 2, 1872

TOMPKINS SQUARE.

Parade ground.....Circ. Apr. 18, 1867

TRANSFERS OF ORGANIZATIONS.*Cavalry—*

1st Reg't, from 1st Brigade Cavalry to
1st Brigade Infantry.....G. O. 13, 1870

1st Battalion, Troops C and D, to 3d
Reg't.....G. O. 6, 1874

3d Reg't, from 1st Brigade Cavalry to
2d Brigade.....G. O. 13, 1870

3d Reg't, from 2d Brigade Infantry to
1st Division.....G. O. 6, 1874

Separate Troop Cavalry, from 1st Brigade Cavalry to 1st Div....G. O. 13, 1870

Separate Troop Wash. Greys, from 1st
Brig. Cav'y to 3d Brig.....G. O. 13, 1870

Separate Troop Wash. Greys, from 3d
Brigade to 1st Division....G. O. 6, 1874

Troop H, (afterwards Separate Troop
A), from 1st Artillery to 1st Brigade Cavalry.....G. O. 15, 1869

Infantry—

1st Reg't, from 3d to 1st Brig..G. O. 15, 1869

1st " " 1st to 3d " " " 9, 1870

5th " " 2d to 1st " " " 10, 1875

9th " " 3d to 2d " " " 10, 1875

11th " " 4th to 2d " " " 15, 1869

22d " " 4th to 1st " " " 15, 1869

69th " " 4th to 1st " " " 15, 1869

69th " " 1st to 3d " " " 10, 1875

71st " " 1st to 2d " " " 10, 1875

79th " " 4th to 1st " " " 15, 1869

TROOP H. (Late Battery H, 1st Artillery, afterwards Separate Troop A).

Re-organized and transferred, G. O. 15, 1869

TROOPS E & I, 1st Cav. consolidated,

G. O. 13, 1870

TROOPS C & D, 3d Cav. consolidated,

G. O. 13, 1870

TWENTY-SECOND INFANTRY.

Transferred from 4th to 1st Brigade,
G. O. 15, 1869

UNIFORMS.

See "Bills of Dress."

UNION SQUARE PLAZA.

Regulations for use of as a parade
ground.....G. O. 9, 1876

VARIAN, J. M., BRIG.-GEN'L, THIRD BRIG.

In command of Division, G. O. 15 & 16, 1874,
and 4 & 5, 1880

Relieved from command of Division,
G. O. 1, 1875, and 10, 1880

(See also G. O. 12, 1871).

WASHINGTON GREYS CAVALRY.

(See "Separate Troop, &c.")

Consolidation of Battalion to one
troop, etc.....G. O. 15, 1869

Transfer of from 1st Brig. Cav. to
3d Brig. Inf.....G. O. 13, 1870

Transfer of from 3d Brigade to 1st
Division.....G. O. 6, 1874

(Afterwards Battery E and 2d Battery).

WEST POINT MILITARY ACADEMY.

Invitation to National Guard officers
to visit.....Circ. June 2, 1869

WILLIAMSON, D. B., MAJOR AND J. A., THIRD BRIGADE.

Recruiting medal offered by..Circ. Nov. 30,
1880, and Circ. Mar. 22 and May 9, 1881

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, February 1st, 1867.

GENERAL ORDERS, (1
No. 1. V

By virtue of an appointment from His Excellency the Governor of the State, and of a commission as Major-General from the Adjutant General's Office at Albany, bearing date Jan'y 23rd, 1867, the undersigned hereby assumes command of the First Division National Guard of the State of New York.

Head-Quarters are for the present established at 212 West 28th Street.

ALEXANDER SHALER,

Major-General.

Official :

Major and A. D. C. and Acting Division Inspector.

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Head Quarters 1st Division.

NATIONAL GUARD, S. N. Y.

General Order, No. 2, 1891.

GENERAL ORDER, 1

No. 2, 1891.

The attention of the Officers of this Command is called to the following Order from General Head Quarters:

General Head Quarters, State of New York,

ADJUTANT GENERAL'S OFFICE.

General Order, No. 2, 1891.

SPECIAL ORDER, 1

No. 2, 1891.

Hereafter all communications and resignations of Officers in the First Division, National Guard of the State of New York, intended for the Commanding General, will be transmitted through the intermediate channels of communication to the Commanding Officer of the Division, and by him to the Adjutant General of the State.

Major General Shaler, will promulgate this order.

By order of the Commander in Chief,

S. E. MARVIN,

Adjutant General

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HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, March 7th, 1867.

GENERAL ORDERS, 1
No. 3. {

The following appointments are announced on the Staff of the Major-General Commanding :

JOSEPH E. HAMBLIN, Division Inspector, with the rank of Colonel.

Captain GEORGE W. SMITH, Division Engineer, " "

JOHN OAKEY, Division Judge Advocate, " "

CHARLES McMILLAN, M. D., Hospital Surgeon, " "

Major WILLIAM B. BEND, Division Quarter-Master, with the rank of Lieutenant-Colonel.

JOHN FOWLER, Jr., Aide-de-Camp, with the rank of Major.

Captain D. WILLIAM DIGGS, Aid-de-Camp, with the rank of Major.

They will be obeyed and respected accordingly.

Head-Quarters of the Division are now located at 92 Broadway, where all official communications will hereafter be addressed to Colonel and Brevet Major-General JOS. E. HAMBLIN, Division Inspector.

By command of Major-General ALEXANDER SHALER,

W. B. BEND,

Major and Act'g Div. Insp.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 17th, 1867.

GENERAL ORDERS, {
No. 4. }

A General Court Martial will assemble at the Armory of the 12th Regiment, Infantry, (Nos. 694 and 696 Broadway, New York,) at 10 o'clock A. M., on the 10th day of June, proximo, or as soon thereafter as possible, for the trial of Colonel WILLIAM H. FARRAR, 37th Regiment, Infantry, and such other prisoners as may be brought before it.

DETAIL FOR THE COURT.

- 1.—Brig. Genl. WILLIAM G. WARD, 1st Brigade, Infantry.
- 2.—Colonel JOHN H. WILCOX, 9th Regiment, Infantry.
- 3.—Colonel JOHN E. BENDIX, 3d Regiment, Infantry.

Major GEO. R. SCHIEFFELIN, Judge Advocate on the Staff of the 1st Brigade of Infantry, is appointed the Judge Advocate for the Court.

By order of Major-General ALEXANDER SHALES.

Official :

Brevet Major-General and Division Inspector

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 22d, 1867.

GENERAL ORDERS, { No. 5. }

- I.—The following form of a Brigade Review will hereafter be observed in this command whenever the parade-ground will not admit of the formation of deployed lines.
- II.—The Brigade will be formed in line of battalion columns by divisions, right in front, or double column at full or half distance, at shouldered arms, with thirty paces intervals between battalions.
- III.—Colonels will be posted ten paces in front of the centre of their respective columns; Lieutenant-Colonels, Majors, Adjutants and Sergeant-Majors, on the left of their respective columns, as prescribed by Infantry Tactics; Non-commissioned Staff Officers five paces in rear of the file-closers of the rear division; Staff Officers, according to rank from right to left, five paces in rear of Non-commissioned Staff.
- IV.—Bands will be posted on the right on a line with the first divisions; the left of them four paces from the right flank of the columns. The Field Music in rear of the Bands.
- V.—The Brigade Commander will be posted twenty paces in front of the line of Colonels, opposite the centre of his Brigade. His Staff in one rank in his rear; his flag and orderlies (if any) immediately in rear of the Staff.
- VI.—A Camp Color will be stationed to mark the position of the reviewing officer, at a hundred paces in front of centre.
- VII.—When the Reviewing Officer takes his position, the Brigadier-General will command: "*prepare for Review.*" The Colonels will repeat this command and add: "*Rear, open order.*" The Brigadier-General then commands: "MARCH,"—repeated by the Colonels. The Colonels seeing the ranks aligned command: "FRONT." At the command "MARCH," the Company Officers will take post four paces in front of their companies. The Color-bearer will march four paces in front of the centre of the first division; the Color-Corporal replaces the Color-bearer. The Brigadier-General will then command: "*Present—ARMS.*" Commanding Officers will immediately face to the front and salute. The Reviewing Officer will then ride to within twenty paces of the Brigade Commander and acknowledge the salute.
- VIII.—The Reviewing Officer having acknowledged the salute, the Brigadier-General will command: "*Shoulder—ARMS.*" The Reviewing Officer, joined by his Staff, goes to the right of the line and passes along the front around the left and along the rear. While the Reviewing Officer is passing along the line, the Band on the right only will play, and when he turns off to take his position at the Camp Color, the music will cease and the Brigadier-General will command: 1. "*Close order—MARCH.*" 2. "*Columns Close in Mass—MARCH.*" These commands will be repeated by the Colonels.

IX.—The line will then be broken into column by battalion in mass, right in front. The Brigadier-General will then command: 1. "*Right Shoulder Shift—ARMS.*" 2. "*Pass in Review, guide right.*" 3. "*By the head of Columns take wheeling distance.*" In passing in review, the position of the different officers and non-commissioned staff will be the same as described in General Regulations, except that the Brigadier-General will ride six paces in front of the centre of his Staff, and his Brigade flag and orderlies (if any) six paces in rear of his Staff. When the line is played into column, the Staff will keep well closed up to the rear division of their respective regiments; and the Bands and Field Music will face to the left with their battalions, and march ten or twelve paces, before wheeling by file to the right into the general column.

X.—In passing in Review the music of each regiment will wheel out of the column in front of the Reviewing Officer, and will re-enter it in rear of its regiment as soon as the regiment has passed. Each Colonel will command "*Shoulder—ARMS,*" when within 40 paces of the Reviewing Officer.

XI.—In this form of Review, all mounted officers will remain mounted. The troops will march past the Reviewing Officer in quick time only—all officers saluting. Each regiment, after passing the Reviewing Officer, will be closed in mass on its leading division, without halting, by the commands of its Colonel, and halted opposite the position it occupied in the line. The line will then be re-formed, and half or full distance taken on the first divisions, by command of the Brigadier-General, and the Review will terminate by the ranks being opened, arms presented, etc., as previously described.

XII.—If the formation be a simple column of divisions and it be the wish to pass in review by company, the Brigadier-General, after breaking from line into column, will command: 1. "*Right Shoulder Shift—ARMS.*" 2. "*Pass in Review, guide right.*" 3. "*By the head of Column, by company, take wheeling distance.*" The first company will move forward at once; the second company will *oblique to the right* as soon as it is disengaged from the first, and *forward* when it covers the first; the third moves forward when it has its proper distance from the second, and so on to the rear of the column. After passing in review, the divisions will be re-formed, and the battalion closed in mass as before described.

By command of Major-General ALEXANDER SHALER.

JOSEPH E. HAMBLIN,

Col. and Brev. Major-Gen'l, Division Inspector.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 10, 1867.

GENERAL ORDERS, {
No. 6. }

The following Promotions and Appointments are announced on the Staff of the Major-General commanding :

Colonel and Brevet Major-General JOSEPH E. HAMBLIN to be Assistant Adjutant-General and Chief of Staff, with the rank of Colonel.

Colonel and Brevet Major-General M. T. McMAHON to be Division Inspector, with the rank of Colonel, vice Hamblin promoted.

VANDERBILT ALLEN to be Division Engineer, with the rank of Colonel.

Major JOHN FOWLER, JR. to be Ordnance Officer, with the rank of Lieutenant-Colonel.

JOHN J. DONALDSON to be Aide-de-Camp, with the rank of Major, vice Fowler promoted.

They will be obeyed and respected accordingly.

By command of Major-General ALEXANDER SHALER.

JOSEPH E. HAMBLIN,

Col. and Br't Major-Gen'l, A. A. G., and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 20th, 1867.

GENERAL ORDERS, }
No. 7. }

This Division will parade on the Fourth of July next, to celebrate the Ninety-first Anniversary of our National Independence.

The Troops will be formed in the following order, viz.:

The First Brigade of Infantry on West Twelfth Street.

The Second Brigade of Infantry on West Thirteenth Street.

The Third Brigade of Infantry on West Fourteenth Street.

The Fourth Brigade of Infantry on West Fifteenth Street.

The First Brigade of Cavalry on West Sixteenth Street.

The Right of each Brigade will rest on Fifth Avenue.

Brigade Commanders will promptly report to the Chief of Staff, at the corner of Fourteenth Street and Fifth Avenue the arrival of their respective Commands upon the Ground.

At 7.30 o'clock, A. M., precisely, the Command *March* will be given, when the First Brigade of Infantry will move up Fifth Avenue, followed at proper intervals, by the other Brigades in the order above named.

The line of march will be up Fifth Avenue, through Thirty-fourth Street, down Madison Avenue, through Twenty-third Street, down Fourth Avenue to Fourteenth Street.

The Avenues and Streets above enumerated, from curb to curb, are hereby designated as the Division Parade Ground for the day.

As the Command passes the Worth Monument, the Honors of a Marching Salute will be paid to the Mayor and Common Council of the City.

Brigadier-General LOUIS BURGER will direct a National Salute to be fired from the Battery at Sunrise and at Noon.

By order of Major-General ALEXANDER SHALER,

JOSEPH E. HAMBLIN,

Brevet Major-General, A. A. G. and Chief of Staff.

HEADQUARTERS 1st DIVISION, N. G. S. N. Y.

NEW YORK, *June* 28, 1867.

GENERAL ORDERS {
No. 8. }

ON and after the 1st of July next, the Headquarters of this Division will be established at No. 2 PARK PLACE.

By order of

Major-Gen. ALEXANDER SHALER,

JOSEPH E. HAMBLIN,

Col. and Brevet Major-General, A. A. G. and Chief of Staff.

OFFICIAL.

Specification 5th.—"In this; that he, the said 3d Brigade, 1st Division, N. G. S. N. Y., at day of March, 1867, having in his possession at the said 37th Regiment, or the Regimental were received by said Colonel William H. Farrar, Regiment, entrusted to him for that purpose, and w to him for the sole use and benefit of the said Regi said Regiment, did then and there take, convert to l of Ten Hundred and Fourteen Dollars and Seventy entrusted to him as aforesaid."

CHARGE III.—"*Rendering and making a f moneys entrusted to him, knowing such statement a*

Specification—"In this; that on or about t York, the said Colonel Wm. H. Farrar, of the 37th l made and rendered to Captain George G. Nolt^l said Nolt^l being then and there the Treasurer of a statement and account of certain Regimental l and sale of certain bonds of said 37th Regiment, en^t ment of such moneys by him, the said Colonel y disbursement of said moneys was false and fraudulent

CHARGE IV.—"*Conduct unbecoming an offic^e*

Specification 1st.—"In this; that he, the said e in uniform, at a public reception given by the Offic^e ment, in the presence of ladies, citizens and soldie^a l,

This at the Armory of said 37th Regiment of the nineteenth day of October, 1866."

Specification 2d.—"In this; that he, said Co uniform, at a public reception given by the Offic^e ment, in the presence of ladies, citizens and soldiers

This at the Armory of said 37th Regiment, i the twentieth day of March, 1867."

Specification 3d.—"In this; that he, said Col or about the twenty-seventh day of June, 1866, h moneys belonging to the said 37th Regiment, or th moneys were received by said Colonel William I of said Regiment, entrusted to him for that purpos entrusted to him for the sole use and benefit of the gations of said Regiment, did then and there ta embezzle the sum of Five Hundred and Seven Dol

New-York, October 17th, 1867.

General Orders,

No. 9.

I. Before a General Court Martial, which convened at the Armory of the 12th Regiment Infantry, N. G. S. N. Y., pursuant to General Orders No. 4, dated Head-quarters 1st Division, N. G., S. N. Y., New-York, May 17, 1867, and of which Brig. Genl William G. Ward, 1st Brigade Infantry, N. G. S. N. Y., is President, was arraigned and tried, Colonel William H. Farrar, 37th Regiment Infantry, N. G. S. N. Y.

CHARGE I. "*Drunkenness on Duty.*"

Specification 1st.—"In this; that he, the said Colonel William H. Farrar, of the 37th Regiment, 3d Brigade, 1st Division, N. G. S. N. Y., was drunk while in uniform and on duty in command of the said 37th Regiment, at a parade of said Regiment made in pursuance of Regimental General Orders, 37th Regiment, No. 10, series of 1866, and of Brigade Orders, 3d Brigade, No. 6, series of 1866, and of the Division Order, in last-mentioned order referred to.

All this on Broadway, in the City of New-York, on or about the twenty-ninth day of August, 1866."

CHARGE II. "*Willful misapplication and embezzlement of Regimental funds and public moneys entrusted to him.*"

Specification 1st.—"In this; that he, the said Colonel William H. Farrar, 37th Regiment, 3d Brigade, 1st Division, N. G. S. N. Y., at the City of New-York, on or about the 11th day of May, 1866, having in his possession and entrusted to him, certain moneys belonging to the said 37th Regiment, or the Regimental Board of Officers thereof, which said moneys were received by said Colonel William H. Farrar, from the issue and sale of certain bonds of said Regiment, entrusted to him for that purpose, and which said moneys were so received by and entrusted to him for the sole use and benefit of the said Regiment, and for the payment of certain obligations of said Regiment, did then and there take, convert to his own use, willfully misapply and embezzle the sum of Five Hundred Dollars or thereabouts, being part of the moneys entrusted to him as aforesaid."

Specification 2d.—"In this; that he, the said Colonel William H. Farrar, 37th Regiment, 3d Brigade, 1st Division, N. G. S. N. Y., at the City of New-York, on or about the twenty-seventh day of June, 1866, having in his possession and entrusted to him, certain moneys belonging to the said 37th Regiment, or the Regimental Board of Officers thereof, which said moneys were received by said Colonel William H. Farrar, from the issue and sale of certain bonds of said Regiment, entrusted to him for that purpose, and which said moneys were so received by and entrusted to him for the sole use and benefit of the said Regiment, and for the payment of certain obligations of said Regiment, did then and there take, convert to his own use, willfully misapply and embezzle the sum of Five Hundred and Seven Dollars and Thirty-eight Cents, or thereabouts, being part of the moneys entrusted to him as aforesaid."

Specification 3d.—"In this; that he, the said Colonel William H. Farrar, of the 37th Regiment, 3d Brigade, 1st Division, N. G. S. N. Y., at the City of New-York, on or about the twenty-seventh day of June, 1866, having in his possession and entrusted to him, certain moneys belonging to the said 37th Regiment, or the Regimental Board of Officers thereof, which said moneys were received by said Colonel William H. Farrar, from the issue and sale of certain bonds of said Regiment, entrusted to him for that purpose, and which said moneys were so received by and entrusted to him for the sole use and benefit of the said Regiment, and for the payment of certain obligations of said Regiment, did then and there take, convert to his own use, willfully misapply and embezzle the sum of Fifteen Hundred and Twenty-two Dollars and Fourteen Cents, or thereabouts, being part of the moneys entrusted to him as aforesaid."

Specification 4th.—"In this; that he, the said Colonel William H. Farrar, of the 37th Regiment, 3d Brigade, 1st Division, N. G. S. N. Y., at the City of New-York, on or about the twenty-seventh day of June, 1866, having in his possession and entrusted to him, certain moneys belonging to the said 37th Regiment, or the Regimental Board of Officers thereof, which said moneys were received by said Colonel William H. Farrar, from the issue and sale of certain bonds of said Regiment, entrusted to him for that purpose, and which said moneys were so received by and entrusted to him for the sole use and benefit of the said Regiment, and for the payment of certain obligations of said Regiment, did then and there take, convert to his own use, willfully misapply and embezzle the sum of Ten Hundred and Fourteen Dollars and Seventy-six Cents, or thereabouts, being part of the moneys entrusted to him as aforesaid."

Specification 5th.—"In this; that he, the said Colonel William H. Farrar, of the 37th Regiment, 3d Brigade, 1st Division, N. G. S. N. Y., at the City of New-York, on or about the second day of March, 1867, having in his possession and entrusted to him, certain moneys belonging to the said 37th Regiment, or the Regimental Board of Officers thereof; which said moneys were received by said Colonel William H. Farrar, from the issue and sale of certain bonds of said Regiment, entrusted to him for that purpose, and which said moneys were so received by and entrusted to him for the sole use and benefit of the said Regiment, and for the payment of certain obligations of said Regiment, did then and there take, convert to his own use, willfully misapply and embezzle the sum of Ten Hundred and Fourteen Dollars and Seventy-six Cents, or thereabouts, being part of the moneys entrusted to him as aforesaid."

CHARGE III.—"Rendering and making a false statement and account of Regimental funds and moneys entrusted to him, knowing such statement and account to be false."

Specification.—"In this; that on or about the second day of March, 1867, at the City of New-York, the said Colonel Wm. H. Farrar, of the 37th Regiment, 3d Brigade, 1st Division, N. G. S. N. Y., made and rendered to Captain George G. Nolton, of the said 37th Regiment, N. G. S. N. Y., said Nolton being then and there the Treasurer of the Regimental Board of Officers of said Regiment, a statement and account of certain Regimental moneys received by him, said Farrar, from the issue and sale of certain bonds of said 37th Regiment, entrusted to him for such purpose, and of the disbursement of such moneys by him, the said Colonel William H. Farrar. That his said account of the disbursement of said moneys was false and fraudulent, and known to him, then and there so to be."

CHARGE IV.—"Conduct unbecoming an officer and a gentleman."

Specification 1st.—"In this; that he, the said Colonel William H. Farrar, was drunk, while present in uniform, at a public reception given by the Officers and Members of B Company, of said 37th Regiment, in the presence of ladies, citizens and soldiers."

This at the Armory of said 37th Regiment, in the City of New-York, on or about the evening of the nineteenth day of October, 1866."

Specification 2d.—"In this; that he, said Colonel William H. Farrar, was drunk while present in uniform, at a public reception given by the Officers and Members of D Company, of said 37th Regiment, in the presence of ladies, citizens and soldiers."

This at the Armory of said 37th Regiment, in the City of New-York, on or about the evening of the twentieth day of March, 1867."

Specification 3d.—"In this; that he, said Colonel William H. Farrar, at the City of New-York, on or about the twenty-seventh day of June, 1866, having in his possession and entrusted to him certain moneys belonging to the said 37th Regiment, or the Regimental Board of Officers thereof, which said moneys were received by said Colonel William H. Farrar, from the issue and sale of certain bonds of said Regiment, entrusted to him for that purpose; and which said moneys were so received by and entrusted to him for the sole use and benefit of the said Regiment, and for the payment of certain obligations of said Regiment, did then and there take, convert to his own use, willfully misapply and embezzle the sum of Five Hundred and Seven Dollars and Thirty-eight Cents or thereabouts, being part of the moneys entrusted to him as aforesaid."

Specification 4th.—"In this; that he, the said Colonel William H. Farrar, of the 37th Regiment, 3d Brigade, 1st Division, N. G. S. N. Y., at the City of New-York, on or about the twenty-seventh day of June, 1866, having in his possession and entrusted to him certain moneys belonging to the said 37th Regiment, or the Regimental Board of Officers thereof, which said moneys were received by said Colonel William H. Farrar, from the issue and sale of certain bonds of said Regiment, entrusted to him for that purpose; and which said moneys were so received by and entrusted to him, for the sole use and benefit of the said Regiment, and for the payment of certain obligations of said Regiment, did then and there take, convert to his own use, willfully misapply and embezzle the sum of Fifteen Hundred and Twenty-two Dollars and Fourteen Cents, or thereabouts, being part of the moneys entrusted to him as aforesaid."

Specification 5th.—"In this; that he, the said Colonel William H. Farrar, of the 37th Regiment, 3d Brigade, 1st Division, N. G. S. N. Y., on or about the twenty-seventh day of June, 1866, at the City of New-York, having in his possession and entrusted to him, certain moneys belonging to the said 37th Regiment, or the Regimental Board of Officers thereof, which said moneys were received by said Colonel William H. Farrar, from the issue and sale of certain bonds of said Regiment, entrusted to him for that purpose, and which said moneys were so received by and entrusted to him for the sole use and benefit of the said Regiment, and for the payment of certain obligations of said Regiment, did then and there take, convert to his own use, willfully misapply and embezzle the sum of Ten Hundred and Fourteen Dollars and Seventy-six Cents, or thereabouts, being part of the moneys entrusted to him as aforesaid."

Specification 6th.—"In this; that on or about the second day of March, 1867, at the City of New-York, the said Colonel William H. Farrar, of the 37th Regiment, 3d Brigade, 1st Division, N. G. S. N. Y., made and rendered to Captain George G. Nolton, of the said 37th Regiment, N. G. S. N. Y., said Nolton being then and there the Treasurer of the Regimental Board of Officers of said Regiment, a statement and account of certain Regimental moneys received by him, said Farrar, from the issue and sale of certain bonds of said 37th Regiment, entrusted to him for such purpose, and of the disbursement of such moneys by him, the said Colonel William H. Farrar. That his said account of the disbursement of said moneys was false and fraudulent and known to him, then and there, so to be."

CHAR

Of the 1st Specification, "Guilty."

Of the 2d Specification, "Guilty."

Of the 3d Specification, "Guilty," except a
Dollars and Fourteen Cents," and in lieu thereof "

Of the 4th Specification "Not Guilty."

Of the 5th Specification, "Guilty," except a
and Seventy-six Cents," and in lieu thereof "Three

Of the CHARGE, "Guilty," except as to the

CHAR

Of the 1st Specification, "Not Guilty."

Of the 2d Specification, "Not Guilty."

Of the 3d Specification, "Guilty."

Of the 4th Specification, "Guilty," except as
Dollars and Fourteen Cents," and in lieu thereof "

Of the 5th Specification, "Not Guilty."

Of the 6th Specification, "Guilty."

Of the CHARGE, "Guilty."

CHAL

Of the 1st Specification, "Not Guilty."

Of the 2d Specification, "Not Guilty."

Of the CHARGE, "Not Guilty."

SEN

And the court does therefore sentence him
Regiment, 3d Brigade of Infantry, 1st Division, N.

II. The proceedings, findings and sentence
37th Regiment Infantry, N. G. S. N. Y., are appro

By o

OFFICIAL :

JOSEPH E. HAMBLIN,

Specification 1st. "In this; that he, said Colonel William H. Farrar, 37th Regiment, 3d Brigade, 1st Division, N. G. S. N. Y., caused and directed to be issued and promulgated, certain Regimental Orders, namely: Special Orders No. 8, 37th Regiment, 1867, through one George Dudley Waring, assuming to act as Adjutant of the said 37th Regiment; and then and there directed the said order to be written, issued and signed by said Waring, as the Adjutant of said Regiment; whereupon said order was written, issued and signed by said Waring, acting and signing his name officially, as such Adjutant, with the knowledge and in the presence of said Colonel William H. Farrar; that at the time the said order was so issued, written and signed by said Waring, the said Waring was not the Adjutant of said Regiment, nor was he an Officer of said Regiment, which fact was then and there known to the said Colonel William H. Farrar.

All this at the Regimental Armory of said 37th Regiment, in the City of New-York, on or about the ninth day of April, 1867."

Specification 2d.—"That he, said Colonel William H. Farrar, 37th Regiment, 3d Brigade, 1st Division, N. G. S. N. Y., at a Division Drill of the said Regiment, held pursuant to orders duly issued therefor, was present in uniform, accompanied by one George Dudley Waring, said Waring then and there, in the presence of said Colonel William H. Farrar, and with his assent and approval, assuming to act as the Adjutant of said Regiment, and wearing a uniform as such Adjutant, when the said Waring was not Adjutant of said Regiment, nor an Officer thereof, which fact was then and there known to the said Colonel William H. Farrar.

All this at the Regimental Armory of said 37th Regiment, in the City of New-York, on or about the 9th day of April, 1867."

To which charges and specifications the accused, Colonel William H. Farrar, 37th Regiment, 3d Brigade, 1st Division, N. G. S. N. Y., pleaded as follows:

CHARGE I.

To the Specification, "Not Guilty."

To the CHARGE, "Not Guilty."

CHARGE II.

To the 1st Specification, "To the jurisdiction of the Court."

To the 2d Specification, "To the jurisdiction of the Court."

To the 3d Specification, "To the jurisdiction of the Court."

To the 4th Specification, "To the jurisdiction of the Court."

To the 5th Specification, "To the jurisdiction of the Court."

To the CHARGE, "To the jurisdiction of the Court."

CHARGE III.

The "Charge and the Specification under it, having been read in the presence of the Court and the accused, the Court announced that having considered the question of jurisdiction raised by the Judge Advocate, the Court was of the opinion that they had no jurisdiction of this charge, and therefore rule it with its specifications out."

CHARGE IV.

To the 1st Specification, "Not Guilty."

To the 2d Specification, "Not Guilty."

To the 3d Specification, "Not Guilty."

To the 4th Specification, "Not Guilty."

To the 5th Specification, "Not Guilty."

To the 6th Specification, "Not Guilty."

To the CHARGE, "Not Guilty."

CHARGE V.

To the 1st Specification, "Not Guilty."

To the 2d Specification, "Not Guilty."

To the CHARGE, "Not Guilty."

FINDING.

The Court having maturely considered the evidence adduced, finds the accused, Colonel William H. Farrar, 37th Regiment, 3d Brigade, 1st Division, N. G. S. N. Y., as follows:

CHARGE I.

Of the Specification, "Not Guilty."

Of the CHARGE, "Not Guilty."

CHARGE II.

Of the 1st Specification, "Guilty."

Of the 2d Specification, "Guilty."

Of the 3d Specification, "Guilty," except as to the words "Fifteen Hundred and Twenty-two Dollars and Fourteen Cents," and in lieu thereof "Forty-seven Dollars and Sixty-one Cents."

Of the 4th Specification "Not Guilty."

Of the 5th Specification, "Guilty," except as to the words "Ten Hundred and Fourteen Dollars and Seventy-six Cents," and in lieu thereof "Three Hundred and Sixty Dollars."

Of the CHARGE, "Guilty," except as to the words "and public moneys."

CHARGE IV.

Of the 1st Specification, "Not Guilty."

Of the 2d Specification, "Not Guilty."

Of the 3d Specification, "Guilty."

Of the 4th Specification, "Guilty," except as to the words "Fifteen Hundred and Twenty-two Dollars and Fourteen Cents," and in lieu thereof "Forty-seven Dollars and Sixty-one Cents."

Of the 5th Specification, "Not Guilty."

Of the 6th Specification, "Guilty."

Of the CHARGE, "Guilty."

CHARGE V.

Of the 1st Specification, "Not Guilty."

Of the 2d Specification, "Not Guilty."

Of the CHARGE, "Not Guilty."

SENTENCE.

And the court does therefore sentence him, the said Colonel William H. Farrar, of the 37th Regiment, 3d Brigade of Infantry, 1st Division, N. G. S. N. Y., to be CASHIERED.

II. The proceedings, findings and sentence in the foregoing case of Colonel William H. Farrar, 37th Regiment Infantry, N. G. S. N. Y., are approved.

By order of

Major-General ALEXANDER SHALER,

OFFICIAL:

JOSEPH E. HAMBLIN,

Colonel and Brevet Major-General,

Assistant Adjutant General, and Chief of Staff.

GE II.

s to the words "Fifteen Hundred and Twenty-two
Forty-seven Dollars and Sixty-one Cents."

s to the words "Ten Hundred and Fourteen Dollars
Hundred and Sixty Dollars."
words "and public moneys."

GE IV.

s to the words "Fifteen Hundred and Twenty-two
Forty-seven Dollars and Sixty-one Cents."

GE V.

FENCE.

4, the said Colonel William H. Farrar, of the 37th
G. S. N. Y., to be CASHIERED.

in the foregoing case of Colonel William H. Farrar,
ved.

rd of

Major-General ALEXANDER SHALER,

Headquarters First Division, N. G. S. N. Y.

New York, October 21, 1867.

General Orders }
No. 10. }

The following appointment on the Staff of the First Division N. G. S. N. Y., is hereby announced :

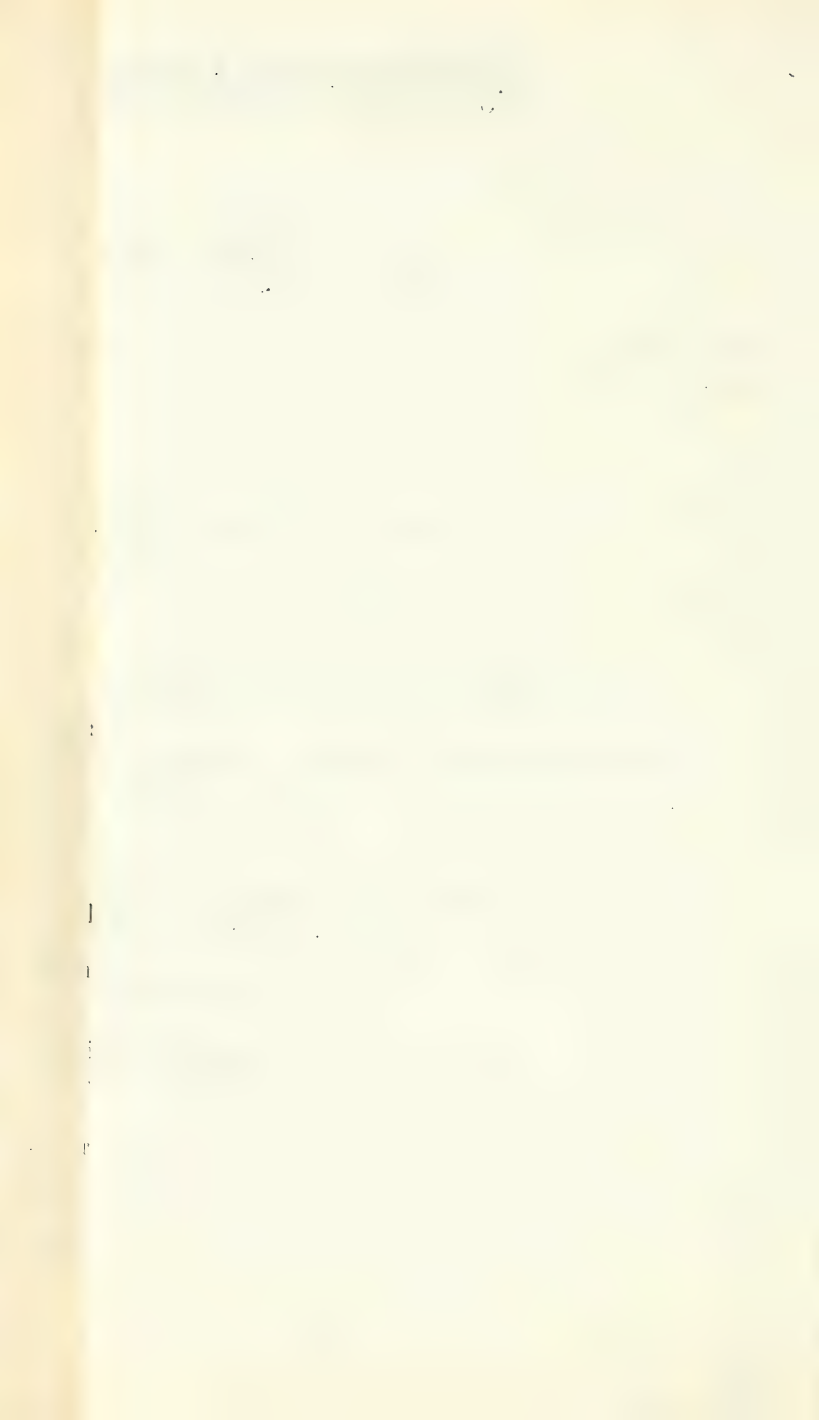
WM. H. CHESEBROUGH, Commissary of Subsistence, with rank of Lieutenant-Colonel.

He will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER,

J. E. HAMBLIN,

Brevet Major-General, A. A. G., and Chief of Staff.



HEADQUARTERS FIRST DIVISION, N. G., S. N. Y.

NEW YORK, November 13, 1867.

GENERAL ORDERS, /
No. 11. }

I. This Division will assemble for Parade on Monday, 25th inst., (*Evacuation Day*), in the following order :

The First Brigade Infantry on West Sixteenth street.

The Second Brigade Infantry on West Fifteenth street.

The Third Brigade Infantry on West Fourteenth street.

The Fourth Brigade Infantry on West Thirteenth street.

The First Brigade Cavalry on West Twelfth street.

The right of each Brigade will rest on Fifth avenue.

Brigade Commanders will promptly report to Brevet Major-General J. E. Hamblin, Chief of Staff, at the corner of Fourteenth street and Fifth avenue, the arrival of their respective commands upon the ground.

At 1.30 o'clock P.M. the command MARCH will be given, when the First Brigade Infantry will move down Fifth avenue, followed at proper intervals by the other Brigades in the order above named.

The line of march will be down Fifth avenue, through Waverley Place, Broadway, Canal street, Bowery, Fourth avenue, Twenty-third street, Madison avenue, Thirty-fourth street, and down Fifth avenue to Twenty-third street.

The avenues and streets above enumerated, from curb to curb, are hereby designated as the Division Parade Ground for the day.

As the command passes the Fifth Avenue Hotel, the honors of a marching salute will be paid to His Excellency Reuben E. Fenton, Governor of the State.

Commanding officers will conform to the General Rules for Reviews, as laid down in paragraph 12, Appendix II., Upton's Tactics.

II. Hereafter every regiment in this Division will parade with *two* colors, one of which shall be the *National Color*.

By order of Major-General ALEX. SHALER :

JOS. E. HAMBLIN,

Brevet Major-General, A. A. G., and Chief of Staff.

OFFICIAL :

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 11th, 1867.

Circular.

BRIG. GEN'L. LLOYD ASPINWALL, Commanding 4th Brigade Infantry,

GENERAL :

In consequence of a petition from citizens resident about the Square, and at the request of the Street Commissioner, the Major-General Commanding directs that hereafter the troops of this command will refrain from drilling on Madison Square.

I have the honor to be,

Very respectfully, your obedient servant,

JOS. E. HAMBLIN,

Division Inspector.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, April 18th, 1867.

Circular.

Chapter 593 of the Laws of 1866, declares the public Park known as Tompkins Square, "a public parade ground for the use of the National Guard of the 1st Division, State of New York, at such times as Commandants of Regiments in said Division shall designate by orders."

In order that each Regimental Commander may know in advance what days the ground will be unoccupied, a reference table will hereafter be kept at these Head-Quarters, upon which any Regimental Commander may enter his name opposite the date when he desires to use the Parade ground, and thereby ensure its uninterrupted use.

By order of Major-General ALEXANDER SHALER, Commanding.

JOS. E. HAMBLIN,

Division Inspector.

HEADQUARTERS FIRST DIVISION, N. G., S. N. Y.

NEW YORK, November 2, 1867.

CIRCULAR :

Commanding officers of regiments and battalions will cause to be forwarded to these Headquarters, within *thirty* days from the receipt of this Circular, for the information of the Major-General Commanding, one copy of the *Mustering Roll and Inspection Return* of each Company of their respective commands, and one copy of the *Field and Staff Roll*.

These copies will be in addition to those required by existing orders from General Headquarters.

By order of Major-General ALEX. SHALER :

M. T. McMAHON,

Colonel and Brevet Major-General, Division Inspector.

OFFICIAL :

HEADQUARTERS, FIRST DIVISION, N. G. S. N. Y.

NEW YORK, April 10, 1868.

GENERAL ORDERS,)

No. 1.)

1. The following order is hereby promulgated :

“ GENERAL HEADQUARTERS, STATE OF NEW YORK,)

Adjutant General's Office,

ALBANY, April 6, 1868.)

SPECIAL ORDERS,)

No. 36.)

“ *Colonel William H. Farrar*, of the Thirty-seventh regiment, Third Brigade, First Division, National Guard of the State of New York, having appealed from the proceedings, findings and sentence of a General Court-Martial Constituted by General Orders No. 4, dated, Head-Quarters First Division, National Guard, of the State of New York, May 17, 1867 (which proceedings, findings and sentence were subsequently approved by the Division Commander), to the Commander-in-Chief, the following decision, after a careful review of said case in reference to said appeal, is hereby rendered.

“ The appeal of *Colonel William H. Farrar*, Thirty-seventh Regiment National Guard, is hereby dismissed, and the proceedings, findings, and sentence of the Court in his case are *approved*.

“ By order of the Commander-in-Chief.

(Signed)

“ S. E. MARVIN,

“ Adjutant-General.”

2. The General Court-Martial, of which Brigadier-General William G. Ward is President, convened by General Orders No. 4, dated Headquarters First Division, N. G. S. N. Y., May 17th, 1867, is hereby dissolved.

By order of Major-General ALEXANDER SHALER.

JOSEPH E. HAMBLIN,

Bvt. Maj.-Gen., A. A. G. and Ch. of Staff.

HEADQUARTERS FIRST DIVISION N. G., S. N. Y.

NEW YORK, APRIL 23, 1868.

GENERAL ORDERS,)
No. 2.)

A General Court Martial will assemble at the Armory of the Eighth Regiment, (Centre Market,) at 10 o'clock, A. M., on the 6th day of May, 1868, or as soon thereafter as possible, for the trial of Colonel Thomas M. Reid, Second Regiment Infantry N. G., S. N. Y., and such other prisoners as may be brought before it.

DETAIL FOR THE COURT:

1. Brigadier-General Joshua M. Varian.
2. Colonel Daniel W. Teller, First Regiment Artillery.
3. Colonel Geo. B. Post, Twenty-second Regiment Infantry.

Major Philip J. Joachimsen, Judge Advocate, on the Staff of the Second Brigade of Infantry, is appointed the Judge Advocate for the Court. The Court will sit without regard to hours.

By order of Major-General ALEX. SHALER.

JOSEPH E. HAMBLIN,

Bvt Major-Gen., A. A. G., and Chief of Staff.

OFFICIAL.

HEADQUARTERS FIRST DIVISION, N. G. S. N. Y.,
NEW YORK, June 22, 1868.

General Orders)
No. 3. }

This Division will parade on the Fourth of July next, to celebrate the Ninety-second Anniversary of our National Independence.

The Troops will form in the following order, viz :

The First Brigade of Infantry, on West Twelfth St.

The Second Brigade of Infantry, on West Thirteenth St.

The Third Brigade of Infantry, on West Fourteenth St.

The Fourth Brigade of Infantry, on West Fifteenth St.

The First Brigade of Cavalry, on West Sixteenth St.

The right of each Brigade will rest on the Fifth Avenue. Brigade Commanders will report to the Chief of Staff, at the Corner of Fourteenth St. and Fifth Avenue, the arrival of their respective Commands upon the ground.

At 7:30 o'clock A. M., the Command MARCH will be given, when the First Brigade of Infantry will move up Fifth Avenue, followed at proper intervals, by the other Brigades in the order above named.

The Line of March will be, up Fifth Avenue, through Forty-second St., down Madison Avenue, through Twenty-third St., down Fourth Avenue to Fourteenth St.

The Avenues and Streets above enumerated, from Curb to Curb, are hereby designated as the Division Parade ground for the day.

Commanding Officers will conform to the General Rules for Reviews, as laid down on page 380, paragraph 12, Appendix II., Upton's Tactics.

Before the parade is dismissed the honors of a Marching Salute will be paid to his Honor the Mayor and members of the Common Council of the City of New York.

Brigadier-General Louis Burger will direct a National Salute to be fired from the Battery at sunrise and at noon.

By order of Major-General ALEXANDER SHALER.

JOSEPH E. HAMBLIN,

Brevet Major-General, A. A. G. and Chief of Staff.

Official

HEADQUARTERS FIRST DIVISION, N. G. S. N. Y.,

NEW YORK, June 27, 1868.

General Orders,
No. 4. }

So much of General Orders No. 3, c. s., as directs the march of this Division through Forty-second street on the 4th day of July, prox., is hereby revoked. The column will pass from the Fifth avenue through *Thirty-eighth street* (instead of Forty-second street) to Madison avenue.

His Honor the Mayor and the members of the Common Council of the City of New York will receive the Marching Salute, as indicated in General Orders No. 3, c. s., in front of the "Clarendon Hotel," *east* side of Fourth avenue, corner Eighteenth street.

By order of Major-General ALEXANDER SHALER.

JOSEPH E. HAMBLIN,

Brevet Major-General, A. A. G. and Chief of Staff.

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HEADQUARTERS FIRST DIVISION N. G. S. N. Y.

NEW YORK, June 30, 1868.

General Orders *No. 5.*

I.—Before a General Court Martial, which convened at the Armory of the 8th Regiment Infantry, N. G. S. N. Y., pursuant to General Orders No. 2, dated Headquarters, 1st Division, N. G. S. N. Y., New York, April 23, 1868, and of which Brigadier-General Joshua M. Varian is president, was arraigned and tried, Colonel Thomas M. Reid, 2d Regiment Infantry, N. G. S. N. Y.

CHARGE.—Disobedience of orders.

Specification, 1st.—"In this; that he, the said Colonel Thomas M. Reid, of the 2d Regiment, 1st Brigade of Infantry, 1st Division, N. G. S. N. Y., being in command of the said Regiment, and being ordered in writing by Brigadier-General William G. Ward, commanding the said Brigade to cause to be made out and sent to the Headquarters of the said 1st Brigade of Infantry on or before the 26th day of December, 1867, a new series of Consolidated Reports for certain parades of said Regiment, held on the 25th and 30th days of September, 1867, and on the 25th day of November, 1867, in place of certain Consolidated Reports for said parades which had theretofore been sent to the Headquarters of said Brigade, and to cause to be made on said new series of Consolidated Reports, certain alterations from those theretofore returned as aforesaid, did refuse to obey and did disobey said orders. All this at the City of New York, in the County and State of New York, between the 5th day of December, 1867, and the 7th day of January, 1868."

Specification 2d.—"In this; that he, the said Colonel Thomas M. Reid, of the 2d Regiment, 1st Brigade, 1st Division, N. G. S. N. Y., being in command of said Regiment, and being ordered by Brigadier-General William G. Ward, commanding said Brigade, by written orders to forthwith strike out from the Company and Regimental Rolls of said Regiment, certain names which had been a short time theretofore directed to be stricken out by Major Edward Gilon, Inspector of said Brigade, and to cause the Company and Regimental Descriptive Books of the said Regiment to be made to correspond thereto by suitable entries and to report to said Briga-

disobeyed General William G. Ward in writing; when said order should have been obeyed, with lists of names so stricken out, *did refuse to obey*, and *did disobey* said order. All this at the City of New York, in the County and State of New York, between the 5th day of December, 1867, and the 7th day of January, 1868."

To which charge and specifications the accused, Colonel Thomas M. Reid, 2d Regiment, 1st Brigade, 1st Division N. G. S. N. Y., pleaded as follows:

To the 1st Specification, "Not Guilty."

To the 2d Specification, "Not Guilty."

To the Charge, "Not Guilty."

FINDING.

The Court having maturely weighed and considered the evidence in support of the charges against the accused, Colonel Thomas M. Reid, of the 2d Regiment Infantry, 1st Brigade, 1st Division N. G. S. N. Y., and also his defence and the evidence in support of it, is of the opinion, and finds the accused is

Of the 1st Specification, "Not Guilty."

Of the 2d Specification, "Not Guilty."

Of the Charge, "Not Guilty."

And the Court does therefore acquit him thereof.

II.—The duty of the Court in the above case is clearly stated in Paragraph 192 General Regulations. "Military tribunals must uphold *discipline* at all hazards. They will, however, always justify the disobedience of an order which is *clearly shown to be illegal*."

The *disobedience* alleged in the specifications is distinctly proven. The legality of General Ward's order, is established by General Regulations Paragraph 498: "It will be the duty of any officer who may be required by a superior in command, or in his department or corps, to furnish such superior with *any* returns or *information* necessary for the making or correction of the roster, or which may relate to the service or department." Also Paragraph 676: "Commanding officers may at any time require reports to be made to them, by subordinate officers, as to the state of their respective commands, the condition of their arms and equipments, and of *all other facts* necessary to give information respecting the

efficiency of the forces within their respective districts, or in relation to any other matter incident to the command." Also Paragraph 682: "No person shall be considered a member of a company, who does not enlist *for actual service therein*," etc. Also Paragraph 680: "Commandants of regiments and companies are required to *strike from* their rolls the names of all persons who have been received or retained as members of such regiments or companies contrary to the provisions of law and these regulations, and they are strictly forbidden to grant to any such person a certificate of service, or of exemption, or discharge from military service." Also Paragraph 180: "Military Courts will take notice of all laws and published rules and regulations established by the commander-in-chief without the same being otherwise proved, and are governed in their proceedings, first, by the written laws and regulations, *and next by the customs of war.*"

The order of General Ward is consonant with general military principles and practice. The decision of the Court is at variance with the facts and law, and prejudicial to the interests of the service.

III.—The proceedings and finding in the foregoing case are disapproved.

IV.—Colonel Thomas M. Reid, 2d Regiment Infantry N. G. S. N. Y., is released from arrest, and will resume command of his regiment.

V.—The General Court-Martial, of which Brigadier-General Joshua M. Varian is president, is hereby dissolved.

BY COMMAND OF MAJOR-GENERAL ALEXANDER SHALER:

JOSEPH E. HAMBLIN,

Brevet Major-General, A. A. G., and Chief of Staff.

Official.



HEADQUARTERS, FIRST DIVISION, N. G., S. N. Y.

NEW YORK, AUGUST 20, 1868.

GENERAL ORDERS {

No. 6. }

Official notice has been furnished these headquarters that Mr. Patrick Devoy has been appointed an agent of Ordnance Department for the collection of all military property belonging to the State of New York, in the hands of persons not authorized to hold the same in the First Division district.

All officers of this command having knowledge of arms being in possession of unauthorized persons are hereby required to notify Mr. Devoy. His office hours will be from 11 o'clock, A. M., till 2 o'clock, P. M., at No. 8 Barclay Street, until September 10, 1868.

By order of MAJOR-GENERAL SEALER.

JOSEPH E. HAMBLIN,

Brevet Major-General, A. A. G. and Chief of Staff.

Official :

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, September 15th, 1868.

GENERAL ORDERS, }
No. 7. }

I. The following order is hereby promulgated :

GENERAL HEAD-QUARTERS, STATE OF NEW YORK.
ADJUTANT-GENERAL'S OFFICE.

ALBANY, Sept. 8th, 1868.

SPECIAL ORDERS }
No. 199. }

1. Brigadier-General J. H. Liebenau, Commissary General of Subsistence, is hereby detailed as Acting Assistant Inspector-General, to make the inspections in the First and Second Divisions, N. G., required by Sections 271 and 274, Military Code.

2. General Liebenau will attend the annual inspections and muster of the several organizations in said Divisions, and will see that the Brigade Inspectors conform in all respects to the provisions of General Orders No. 21, current series. He will make such further inspections and reviews as he may deem necessary, and will make a full report to these Head-quarters.

3. Division, Brigade and Regimental Commanders will furnish such assistance as General Liebenau may require in the discharge of his duties under these orders.

4. General Liebenau will confer with the Division Commanders as to the dates to be designated for the several inspections.

5. The Commandants of the First and Second Divisions will promulgate this order within their respective commands.

By order of the Commander-in-Chief,
(Signed)

S. E. MARVIN,
Adjutant-General.

OFFICIAL: J. B. STONEHOUSE,
Assistant Adjutant-General.

II. To carry out provisions of Paragraph 4 of Special Orders No. 199, hereby promulgated, the Major-General commanding directs that the Brigadier-Generals of this Division meet at the Armory of the Seventh Regiment Infantry (Third Avenue and Sixth Street) on Thursday, the 17th inst., at 4 o'clock, P. M., to confer with Brigadier-General J. H. LIEBENAU, A. I. G., as to the dates to be designated for the several inspections of their commands.

By order of Major-General ALEXANDER SHALER,

JOSEPH E. HAMBLIN,

Brevet Major-General, A. I. G. and Chief of Staff.

Official :

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, October 14th, 1868.

GENERAL ORDERS, 1
No. 8. 6

The following promotions and appointments are announced on the Staff of the Major-General commanding :

Lieutenant-Colonel JOHN FOWLER, Jr., to be Division Inspector, with the rank of Colonel, vice Brevet Major-General M. T. McMahon, resigned.

Lieutenant-Colonel WM. H. CHESEBROUGH, to be Ordnance Officer, vice Fowler, promoted.

Major JOHN J. DONALDSON, to be Commissary of Subsistence, with the rank of Lieutenant-Colonel, vice Chesebrough, appointed Ordnance Officer.

CARL JUSSEN (formerly Adjutant and A. D. C., U. S. Vols.), to be Aide-de-Camp, with the rank of Major, vice Donaldson, promoted.

They will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER.

JOSEPH E. HAMBLIN,

Brevet Major-General, A. A. G., and Chief of Staff.

Official :

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 2d, 1868.

GENERAL ORDERS, {
No. 9. }

Until further orders, the Head-Quarters of this Division are established at
Nos. 127 and 129 Mercer Street.

By command of Major-General ALEXANDER SHALER,

JOSEPH E. HAMBLIN,

Bvt Major-Gen'l, A. A. G., and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 2d, 1868.

GENERAL ORDERS, {
No. 10. }

Should the services of the First Division, N. G. S. N. Y. be required at any time hereafter, to aid the civil authorities in quelling a riot, and sufficient time not be allowed to issue written or verbal notice to the officers and men, twelve strokes in rapid succession repeated four times upon the tower bells of the Metropolitan Fire Department will be sounded. Upon hearing this signal, the officers and men will assemble at their respective armories, in fatigue dress, and await orders.

By command of Major-General SHALER,

JOSEPH E. HAMBLIN,

Brevet Major-General, A. A. G., and Chief of Staff.

Brig. Gen. LLOYD ASPINWALL,

Commanding 4th Brigade, N. G. S. N. Y.

HEADQUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 7, 1868.

General Orders)
No. 11.)

This Division will assemble for review by his Excellency, R. E. Fenton, Governor of the State of New York, on Wednesday, the 25th instant (Evacuation Day), at 2 o'clock P. M.

The troops in the usual order, viz.: First, Second, Third, and Fourth Brigades of Infantry, and First Brigade of Cavalry will form in deployed line on Fifth avenue, right resting on Waverly Place.

Brigade commanders will assemble their commands on the streets west of Fifth avenue at such intervals as will facilitate the formation without interference or delay.

The route of march will be through Waverly Place, Broadway, Fourth avenue, Twenty-third street, and Madison avenue to Twenty-seventh street.

The corner of Twenty-sixth street and Madison avenue is designated as the point of review.

Regimental commanders will conform to the "general rules for reviews" as prescribed in par. 12, on page 380, appendix 2, Upton's Tactics.

By command of Major-General ALEXANDER SHALER.

JOSEPH E. HAMBLIN,

Brevet Major-General, A. A. G., and Chief of Staff.

Official :

HEADQUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 20, 1868.

GENERAL ORDERS, 1 No. 12. }

I. General Orders No. 11 c. s., from these headquarters, dated November 7th, is hereby revoked.

II. This Division will assemble for parade, on Wednesday, the 25th instant (Evacuation Day), in the following order, viz.:

The First Brigade of Infantry, in West Twelfth Street.

The Second Brigade of Infantry, in West Thirteenth Street.

The Third Brigade of Infantry, in West Fourteenth Street.

The Fourth Brigade of Infantry, in West Fifteenth Street.

The First Brigade of Cavalry, in West Sixteenth Street.

The right of each Brigade will rest on Fifth Avenue. Brigade commanders will report to the Chief of Staff, at the corner of Fourteenth Street and Fifth Avenue, the arrival of their respective commands upon the ground.

At 2 o'clock, P. M., the command MARCH will be given, when the First Brigade of Infantry will move through Fourteenth Street, followed by the other Brigades, in the order aboved named.

The route of march will be through Fourteenth Street, Fourth Avenue, Twenty-third Street, Madison Avenue, Forty-second Street, and down Fifth Avenue to Twenty-third Street.

The avenues and streets above enumerated, from curb to curb, are hereby designated as the Division Parade Ground for the day.

As the command passes the Fifth Avenue Hotel, the honors of a marching salute will be paid to His Excellency, REUBEN E. FENTON, Governor of the State of New York.

Commanding officers will conform to the General Rules for Reviews, as laid down on page 380, paragraph 12, appendix II., Upton's Tactics.

By order of Major-General ALEXANDER SHALER,

JOSEPH E. HAMBLIN,

Brevet Major-General, A. A. G., Chief of Staff.

Official.

HEADQUARTERS FIRST DIVISION, N. G. S. N. Y.,
NEW YORK, December 19, 1868.

General Orders)
No. 13.)

I. The Major-General Commanding announces with sincere regret the resignations of Colonel and Brevet Major-General Martin T. McMahon, Division Inspector, and Colonel and Brevet Major-General Joseph E. Hamblin, Assistant Adjutant-General and Chief of Staff. These gallant and meritorious Officers have each receive an Honorable Discharge.

II. The recent transfer of General McMahon to the Diplomatic Service of the Nation may justly be regarded in the light of a well deserved Promotion. His numerous friends in this Division cherish a warm interest in his future prosperity, and derive great pleasure from the assurance that his duties as a Minister of the United States will at all times be performed with zeal, intelligence and fidelity such as distinguished his conduct in the Field.

III. General Hamblin's career is an honor to himself and to the Division in which he received the rudiments of his military education. By his own accomplishments and efficiency he has illustrated the advantages of maintaining, in time of Peace, Military Organizations which shall prove effective in time of War. His many honorable and eminently useful public services nobly vindicate the Fame of the First Division. His early companions, in whose presence he now gracefully sheathes his untarnished Sword, will always hold him in grateful remembrance.

IV. The following Promotions and Appointments are announced on the Staff of the Major-General Commanding:

Colonel John Fowler, Jr., to be Assistant Adjutant General and Chief of Staff, with the rank of Colonel, vice Hamblin, resigned.

Lieutenant-Colonel William H. Chesebrough, to be Division Inspector, with the rank of Colonel, vice Fowler, appointed Assistant Adjutant General and Chief of Staff.

Lieutenant-Colonel John J. Donaldson, to be Ordnance Officer with the rank of Lieutenant-Colonel, vice Chesebrough promoted.

Captain George McClure, of the Fourth Brigade Staff, to be Quartermaster, with the rank of Lieutenant-Colonel, vice Bend resigned.

Captain Frederick Viñmar, formerly of U. S. Volunteers, to be Commissary of Subsistence with the rank of Lieutenant-Colonel, vice Donaldson, appointed Ordnance Officer.

Colonel Alfred Wagstaff, Jr., to be Aide-de-Camp, with the rank of Major.

Captain James Fairgrieve, formerly of U. S. Volunteers, to be Aide-de-Camp, with the rank of Captain.

By Command of Major-General ALEXANDER SHALER.

CARL JUSSEN,
Major and Aide-de Camp.

caals

official
Carl Jussen

HEADQUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 27, 1868.

Circular.

Brigade commanders will cause a roster of their commands to be made out and forwarded to these Headquarters before the 1st prox., embracing the Brigade commanders and their staffs, and the Field and regimental staff officers only, giving the name, rank, position, date of commission, date of rank, age, when commissioned, and address of each of those officers. They will hereafter cause all changes in address and the address of each of those officers newly appointed to be reported to these Headquarters immediately.

They will also cause a return of the officers and men of their respective commands present at and absent from the parade on the 25th inst. to be forwarded to these Headquarters before the 1st prox.

By order of Major-General ALEXANDER SHALER.

JOSEPH E. HAMBLIN,

Brevet Major-General, A. A. G. and Chief of Staff.

OFFICIAL :

A large, flowing handwritten signature in brown ink, likely belonging to Carl J. ... The signature is written in a cursive style with a long, sweeping underline.

Major and A. D. C.



HEADQUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 28, 1868.

Circular.

The following communication from the President of the "Military Association of the State of New York," is promulgated for the information of this command :

MILITARY ASSOCIATION OF THE STATE OF NEW YORK.

NEW YORK, November 20, 1868.

GENERAL: At the last meeting of this Association the following resolutions were adopted:

"That this Association provide eight Guidons, embroidered with the Coat-of-Arms of this Association, to be presented, under direction of the officers, to the best drilled Regiment of each Division of this State."

"And that a Gold Medal be provided to be presented to any enlisted man in the National Guard who may serve the entire term of enlistment without having been absent from any Company Meeting, Drill, or Parade."

"And that each Major-General appoint three Officers to report to him, and through him to the Association what Regiment in his Division is entitled to the Guidon, and what men are entitled to Medals."

I would respectfully request your co-operation in conformity with the above resolutions, and that the desired information be forwarded to me not later than the 1st of January next.

In furnishing the number of the Regiment entitled to the Guidon, it is desirable that some little outline history of the command be given, and also, the general features which led to its selection; the same to be incorporated in the published proceedings of the Association at its next meeting in January.

The resolution in relation to the Medals, must be viewed strictly in the spirit and text of the same, and absence from *any cause* (even if unavoidable), from the duties required by the resolution, debars one from being entitled to the receipt of the testimonial.

Any National Guardsman, now a Commissioned or Non-Commissioned Officer, who originally enlisted as a private, and who has complied with the terms of the resolution, will be entitled to the Medal, as his subsequent promotion does not forfeit his claim thereto.

The Guidons and Medals will be presented after the delivery of the Annual Address, on the evening of January 20th next, and a duly authorized officer from the successful command (the Colonel, if possible), should be present to receive the same, and any recipient of a Medal should, without fail, be present.

I have the honor to remain,

Respectfully, your obedient servant,

(Signed)

LLOYD ASPINWALL, President.

To Major-General ALEXANDER SHALER.

In compliance with the request expressed in the above communication, the Major-General commanding the Division hereby designates Brigadier-General BROOKE POSTLEY, Brigadier-General LOUIS BURGER, and Brigadier-General W. G. WARD, as the three officers referred to in the third resolution, to determine and report the regiment of the First Division entitled to the Guidon, and the names of the men entitled to the Medals.

By order of Major-General ALEXANDER SHALER.

JOSEPH E. HAMBLIN.

Brevet Major-General, A. A. G., and Chief of Staff.

OFFICIAL:



Major and Aide de-Camp.

HEADQUARTERS FIRST DIVISION, N. G. S. N. Y.,

NEW YORK, February 13, 1869.

General Orders,

No. 1. }

A General Court Martial will assemble at the Armory of the Ninth Regiment Infantry, N. G. S. N. Y., at 10 o'clock A. M. on the 27th day of February, 1869, or as soon thereafter as possible, for the trial of Lieutenant Colonel John J. Diehl, First Regiment Artillery, N. G. S. N. Y., and such other persons as may be brought before it.

DETAIL FOR THE COURT:

1. Colonel John H. Wilcox, Ninth Regiment Infantry.
2. Lieutenant-Colonel Harry Rockafellar, Seventy-first Regiment Infantry.
3. Lieutenant-Colonel Joseph Hillenbrand, Fifth Regiment Infantry.

Major William C. Traphagen, Judge Advocate on the Staff of the First Brigade of Cavalry, is appointed the Judge Advocate for the Court.

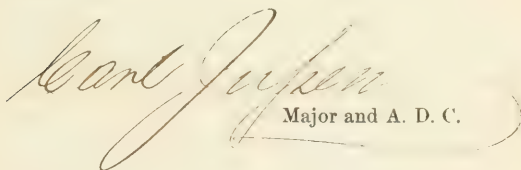
The Court will sit without regard to hours.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:


Major and A. D. C.

HEADQUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, April 13, 1869.

General Orders, }
No. 2. }

I.—The following General Order from General Head-quarters is hereby promulgated for the information and government of those concerned :

GENERAL HEAD-QUARTERS, STATE OF NEW YORK.

ADJUTANT-GENERAL'S OFFICE, }
ALBANY, April 5th, 1869. }

General Orders No. 9.

I.—In accordance with the recommendation of the Regimental, Brigade, and Division Commanders, and in further reduction of the force, as contemplated in chap. 651, Laws of 1868, the 3d Regiment Infantry, National Guard of the State of New York, is hereby disbanded, and will be mustered out of the service of the active militia of the State.

II.—The provisions of General Orders No. 14, series of 1868, from these Head-quarters, will be followed and govern in the disbandment and mustering out of this organization.

III.—Major-General ALEXANDER SHALER, commanding 1st Division National Guard, S. N. Y., will promulgate this order and see that the execution thereof is proceeded with at once.

By order of the Commander-in-chief.

FRANKLIN TOWNSEND,

Adjutant-General.

OFFICIAL.

(Signed.) FRANKLIN TOWNSEND,

Adjutant-General.

II.—Detailed instructions for carrying out the provisions of this order, will be found in General Orders No. 14, series of 1868, from General Head-quarters; to Par. XII and XXIII of which the attention of Brigadier-General LOUIS BURGER, commanding 2d Brigade, is specially called.

III.—Upon the execution of all the provisions of the order of disbandment, which will take place without delay, the Brigade and Regimental Commanders will report the fact in writing, to these Head-quarters.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL :

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 14, 1869.

GENERAL ORDERS, }
No. 3. }

I.—Before a General Court Martial, which convened at the Armory of the 9th Regiment Infantry, N. G. S. N. Y., pursuant to General Orders No. 1, dated Head-Quarters 1st Division, N. G. S. N. Y., New York, February 13, 1869, and of which Colonel and Brevet-Brigadier-General JOHN H. WILCOX is President, was arraigned and tried Lieutenant-Colonel JOHN J. DIEHL, 1st Regiment Artillery, N. G. S. N. Y.

CHARGE FIRST.—Neglect of duty.

SPECIFICATION FIRST.—In this that the said John J. Diehl, Lieutenant-Colonel First Regiment Artillery, Second Brigade, First Division, National Guard State of New York, having received a furlough which expired August 1st, 1867, has not since performed any duty whatever in said Regiment. All this at the City of New York, from August 2d, 1867, to date.

SPECIFICATION SECOND.—In this that the said John J. Diehl, Lieutenant-Colonel First Regiment Artillery, Second Brigade, First Division, National Guard State of New York, having received a furlough which expired on the first day of August, 1867, was by the terms of said furlough required at the time of the expiration thereof to report for duty, which he the said John J. Diehl, Lieutenant-Colonel as aforesaid, neglected to do, and did not so report himself. All this at the City of New York, on and since the second day of August, 1867, to date.

CHARGE SECOND.—Disobedience of orders.

SPECIFICATION.—In this that an order had been duly made by the General Commanding said Second Brigade, in the words and figures following:

HEAD-QUARTERS SECOND BRIGADE N. G. S. N. Y.

New York, May 1st, 1867.

Special Orders No. 12.

Lieutenant-Colonel JOHN J. DIEHL, First Regiment Artillery, has leave of absence from 1st day of May, at 2 o'clock, P. M., until the 1st day of August, 1867, at 2 o'clock, P. M., he having received a furlough for that time, at which last period he will rejoin his Regiment, and report himself to these Head-Quarters.

Signed LOUIS BURGER,

Brig. Gen'l Command'g 2d Brigade, 1st Div. N. G. S. N. Y.

Which order was, on or about the day of the date thereof, delivered to said John J. Diehl, Lieutenant-Colonel as aforesaid, and that the said John J. Diehl, Lieutenant-Colonel as aforesaid, did not report for duty when and as required by said order.

All this at the City of New York, on and since the 1st day of August, 1867.

CHARGE THIRD.—Absence without leave.

SPECIFICATION.—In this that the said John J. Diehl, Lieutenant-Colonel of the First Regiment Artillery, Second Brigade, 1st Div. N. G. S. N. Y., did, without leave from his Commanding officer absent himself from his said Regiment, and remained absent therefrom without leave, and did not perform any duty whatever therein from the 1st day of August, 1867, to and including 25th day of May, 1868.

All this at the City of New York at the times above stated.

To which Charges and Specifications the accused, Lieut.-Col. John J. Diehl, First Regiment Artillery, N. G. S. N. Y., pleaded as follows:

To the First Specification, "Not Guilty."
To the Second Specification, "Not Guilty."
To the First Charge, "Not Guilty."
To the First Specification, Second Charge, "Not Guilty."
To the Second Charge, "Not Guilty."
To the First Specification, Third Charge, "Not Guilty."
To the Third Charge, "Not Guilty."

FINDING.

The Court having maturely weighed and considered the evidence in the support of the charges against the accused Lieutenant-Colonel John J. Diehl, of the First Regiment Artillery, N. G. S. N. Y., and also his defence and the evidence adduced in support of it, is of opinion and finds that the said Lieut. Col. John J. Diehl is not guilty of the said charges and specifications, or of either of them.

II.—The proceedings and findings in the foregoing case are approved.

III.—Lieutenant-Colonel JOHN J. DIEHL, First Regiment Artillery, N. G. S. N. Y., is hereby released from arrest and ordered to report for duty.

IV.—The General Court Martial of which Colonel and Brevet-Brigadier-General JOHN H. WILCOX is President, is hereby dissolved.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:



Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 15, 1869.

GENERAL ORDERS, }
No. 4. }

I.—This Division will parade on the 5th day of July next, to celebrate the Ninety-third Anniversary of our National Independence.

II.—The troops will assemble as follows :

The 1st Brigade of Infantry on 4th Street, East of Broadway.
The 2d Brigade of Infantry on 4th Street, West of Broadway.
The 3d Brigade of Infantry on Great Jones Street.
The 4th Brigade of Infantry on Amity Street.
The 1st Brigade of Cavalry on Bond Street.

III.—They will be formed in close columns of companies, right in front, the head of each Brigade resting on Broadway.

IV.—The mounted Artillery will be reported to the commanding officer of the 1st Brigade of Cavalry, and assigned a position in column in rear of the Cavalry.

V.—Brigade Commanders will report to the Chief of Staff, on Broadway, corner of Washington Place, as soon as their respective Brigades are formed.

VI.—The column will march at 7:30, A. M., the 1st Brigade of Infantry leading, the other Brigades following, at proper intervals, in the order above named.

VII.—The line of march will be down Broadway to Canal Street, through Canal Street to the Bowery, up the Bowery and 4th Avenue to 23d Street, through 23d Street to Madison Avenue, up Madison Avenue to 34th Street, through 34th Street to 5th Avenue, and down 5th Avenue to 23d Street.

VIII.—The Streets and Avenues above named, from curb to curb, are designated as the Division parade ground for the day.

IX.—Brigadier-General BURGER will direct a National Salute to be fired from the Battery at sunrise and at noon.

X.—As the column passes the "TRAVELLERS CLUB HOUSE," (on 5th Avenue, second door above 26th Street, on the West side), the honor of a marching salute will be paid to His Honor the Mayor.

XI.—At the WORTH MONUMENT the column will pass in review before the officers of the Army of the Potomac and immediately thereafter be dismissed.

By order of Major-General ALEXANDER SHALES.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

Major and A. D. C.



HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, July 1st, 1869.

GENERAL ORDERS, }
No. 6. }

The Flags hereinafter described having been approved by the Commander-in-Chief, for the purpose of designating the Head-quarters of the 1st Division and the Head-quarters of the different Brigades therein, are hereby announced as such Head-quarters Flags:

HEAD-QUARTERS 1ST DIVISION.

Shape.—Swallow-tail.

Size.—5 feet hoist, 6 feet 6 inch fly.

Field.—White silk.

Border.—Yellow silk, 2 inches wide.

Design.—Arms impaled; dexter side, New York State coat of arms; sinister side, New York City coat of Arms; in-chief, the American Flag.

HEAD-QUARTERS CAVALRY BRIGADE.

Shape.—Triangle.

Size.—4 feet 6 inch hoist, 6 feet fly.

Field.—White silk.

Border.—Yellow silk, 1½ inches wide.

Design.—Shield, bendy, red, white and blue, with the numeral of Brigade in gold and black, and swords crossed behind the shield.

HEAD-QUARTERS INFANTRY BRIGADE.

Shape.—Triangle.

Size.—4 feet 6 inch hoist, 6 feet fly.

Field.—White silk.

Border.—Yellow silk, 1½ inches wide.

Design.—Shield, bendy, red, white, and blue, with the numeral of Brigade in gold and black.

These Flags will hereafter on all occasions of parade, review, or drill of the Division, or of a Brigade thereof, be carried by a mounted Non-commissioned Officer (Sergeant for Division, and Corporal for Brigade), accompanied by at least two and not to exceed four mounted Orderlies with Brigade Head-quarters and not to exceed six mounted Orderlies with Division Head-quarters. The Flag bearers and the mounted Orderlies will ride two paces in rear of the Staff.

These Flags will be used strictly as Head-quarter Flags, paraded always and only with the troops, and carried near the Commanding Officers, without regard to their rank. When not in use, they will be kept at the different Head-quarters under the charge of the Division and Brigade Commanders, be considered as the property of the Division and Brigades respectively, and turned over to successors in office.

No other Flags, Banners, or devices will be used to represent the Division or Brigade Head-quarters.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

Official :

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, July 20, 1869.

GENERAL ORDERS, }
No. 7. }

I.—Colonel WILLIAM S. CARR, 8th Regiment Infantry N. G. S. N. Y., is hereby, at his own request, relieved from duty on the Court Martial ordered July 1st, for the trial of Colonel KREHBIEL.

II.—Colonel W. B. ALLEN, commanding 55th Reg't Infantry N. G. S. N. Y. is hereby detailed for duty on said Court Martial, in the place of Colonel CARR relieved.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

A large, flowing handwritten signature in cursive script, likely belonging to Carl F. Johnson, Major and A. D. C.

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, September 22d, 1869.

GENERAL ORDERS, }
No. 8. }

1.—Before a General Court Martial which convened at the First Cavalry Brigade Head-quarters, 7, 9 and 11 West 13th Street, City of New York, pursuant to General Order No. 5, dated Head-quarters 1st Division, N. G. S. N. Y., New York, July 1st, 1869, and of which Brigadier General BROOKE POSTLEY is President, was arraigned Colonel JOHN D. KREHBIEL, 96th Regiment Infantry 2d Brigade, 1st Division, N. G. S. N. Y.

CHARGE.—Disrespect to a superior officer.

SPECIFICATION FIRST.—In this that the said Colonel JOHN D. KREHBIEL, Colonel 96th Regiment Infantry, 2d Brigade, 1st Division, N. G. S. N. Y., being present with Brigadier General LOUIS BURGER, Commanding said Second Brigade, and other Commissioned Officers of said National Guard serving in said Brigade, at a meeting for instruction held by and in pursuance of an order duly made by said General, then and there in the presence and hearing of said General being his superior officer, and other officers then present, in a disrespectful and insubordinate manner did say and speak to the said General his said superior officer, referring to a certain other order duly made by said General, and which order is Special Orders No. 12, Head-quarters 2d Brigade, 1st Division, N. G. S. N. Y., and of which a copy is hereto annexed, the following words: "General, have you issued this order?" "This is no lawful order, and I will not obey it." "I would issue no order for the election of a Lieutenant before advising with the Captain." "I am responsible for the Regiment." "I will make a complaint to the Adjutant-General," and that the said Colonel JOHN D. KREHBIEL then and there went away from said meeting and officers, and left the same in an excited manner and without leave.

This at the Armory of the 1st Regiment Artillery, 2d Brigade, 1st Division, N. G. S. N. Y., on the 27th May, 1869.

SPECIFICATION SECOND.—In this that the said JOHN D. KREHBIEL, Colonel 96th Regiment Infantry, 2d Brigade, 1st Division, N. G. S. N. Y., upon being personally served with the Special Orders No. 12, aforesaid, did in a disrespectful and insubordinate manner say and speak to said Captain BAUER the following words in the German language, understood by said Captain BAUER, in reference to said Brigadier-General LOUIS BURGER, his aforesaid superior officer: "Ich wuenche dass sie dem General Burger folgende zwei punkte von mir ausrichten: 1stens, dass Ich die Order No. 12, nicht befolgen werde. 2stens, dass ich augenblicklich schritte thun werde um mein Regiment aus der 2ten Brigade transferriren zu lassen," which being translated into the English language means as follows: "I (said Colonel KREHBIEL meaning) wish that you would take the following two points from me to General BURGER: First, that I, (said Colonel KREHBIEL meaning) will not obey Order No. 12 (meaning said Special Order No. 12, of which a copy is hereto annexed). Second, that I (said Colonel KREHBIEL meaning) will take immediate steps to have my Regiment (meaning the said 96th Regiment Infantry) transferred from the 2d Brigade."

This at the City of New York, the 27th May, 1869.

The accused having presented to said Court the following paper,

To the President and Members of the General Court Martial appointed for the trial of the Colonel J. D. KREHBIEL, of the 96th Regiment Infantry, N. G. S. N. Y.

GENTLEMEN:—Whereas the provisions of §§ 112 and 113 of the General Regulations for the Military Forces of the State of New York have in my case not been complied with, inasmuch as I have not been furnished with a copy of the order convening, or list of the officers composing this Court. I am, therefore, by a proper respect for the laws of the State, for the Court, and for myself, constrained to and hereby do protest against any further proceeding by your honorable body in the matter, unless in compliance with law.

I have the honor to be, gentlemen,

Very respectfully, your obedient servant,

J. D. KREHBIEL,

Colonel 96th Regiment, N. G. S. N. Y.

NEW YORK CITY, September 1, 1869.

The Judge Advocate thereupon stated that the prosecution was not prepared with any evidence of service of said order, as required by Paragraphs 112 and 113 of the General Regulations (the prosecutor and accused being present in court).

The Court then announced its decision, that without proof of service of a copy of the order as required by paragraph 112 of the General Regulations, the accused declining to waive the objection, there was no jurisdiction in the Court to proceed further with the trial of the accused, and the Court thereupon adjourned *sine die*.

II.—The proceedings in the foregoing case are approved.

III.—Colonel JOHN D. KREHBIEL, 96th Regiment Infantry, 2d Brigade, 1st Division, N. G. S. N. Y., is hereby relieved from arrest, and ordered to report for duty.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

Official :

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, September 27, 1869.

GENERAL ORDERS, 4
No. 9. }

I.—This Command will parade for Review by His Excellency the Commander-in-Chief, on WEDNESDAY, the 6th proximo. The troops will be formed in deployed line on 5th Avenue, the right resting on Waverley Place; the Brigades in their numerical order from right to left, with the 1st Brigade of Cavalry on the left. The 1st Brigade of Infantry will take its position at 2 o'clock, P. M., as the base of the formation, each of the other Brigades, in their turn, forming on the left of the preceding one. His Excellency the Commander-in-Chief will begin the review at 3 o'clock, P. M. precisely, and after passing along the front of the line will take his position at a point of review to be hereafter designated. The troops will pass in review in open column of companies. The provisions of Par. 12, General Rules for Review, p. 380, Upton's Tactics, will be strictly adhered to, and those of Form 1, Article II., commencing on p. 371, Upton's Tactics, so far as practicable.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,
Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, September 27, 1869.

GENERAL ORDERS, {
No. 10. }

I.—The death of Colonel THOMAS M. REID, 2d Regiment Infantry, N. G. S. N. Y., is hereby regretfully announced to the Division.

II.—The funeral will take place from No. 236 East 50th Street, at half-past 10 o'clock, A. M., on WEDNESDAY, 29th instant.

III.—The 2d Regiment Infantry, N. G. S. N. Y., under the command of Colonel JOHN WARD, 12th Infantry, will act as funeral escort.

IV.—The following Officers will act as Pall Bearers :

Colonel JAMES CAVANAGH 69th Infantry,
" HENRY LUX, 11th Infantry,
" WILLIAM B. ALLEN, 55th Infantry,
" JOHN K. PERLEY, 1st Infantry,
" D. W. TELLER, 1st Artillery,
" HENRY BRINKER, 1st Cavalry.

V.—Brigadier-General WILLIAM G. WARD, commanding 1st Brigade Infantry, is charged with the execution of this order.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,
Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, October 1st, 1869.

GENERAL ORDERS, }
No. 11. }

I.—In conformity with the desire of the Commander-in-Chief, the *full review* ordered for WEDNESDAY, the 6th instant, will be dispensed with.

II.—So much of General Orders No. 9, U. S., as directs the formation of a deployed line is hereby countermanded. In lieu thereof the troops will assemble as follows :

1st Brigade Infantry on West 23d Street,
2d Brigade Infantry on West 22d Street,
3d Brigade Infantry on West 21st Street,
4th Brigade Infantry on West 20th Street,
1st Brigade Cavalry on West 19th Street.

They will be formed in close column of Companies, right in front, the head of each Brigade resting on Fifth Avenue.

III.—The column will march at 2:50 o'clock, P. M., the 1st Brigade Infantry leading, the other Brigades following at proper intervals, in the order above named.

IV.—Brigade Commanders will report to the Chief of Staff, on Fifth Avenue, corner of 23d Street, as soon as their respective Brigades are formed

V.—The line of march will be down Fifth Avenue to 13th Street.

VI.—At 14th Street, the troops will pass in review, in open column of companies, before His Excellency the Commander-in-Chief, and immediately thereafter be dismissed.

VII.—The provisions of Paragraph 12, page 380, Upton's Tactics, will be strictly adhered to.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 9th, 1869.

GENERAL ORDERS. }
No. 12. }

Pursuant to Section 250, Military Code, State of New York, a Court-Martial to pass upon the delinquencies of the Officers of this Division, on the occasion of any parade or drill held in pursuance of Orders from these Head-Quarters, which, by law, they were required to attend, during the year commencing November 1st, 1868, and ending October 31st, 1869, is hereby ordered to assemble at the Armory of the 22d Regiment Infantry, on the 30th day of November, 1869

DETAIL FOR THE COURT:

1. Brigadier-General WILLIAM G. WARD, 1st Brigade Infantry.
2. Colonel FREDERICK A. CONKLING, 84th Regiment Infantry.
3. Major CHRISTIAN H. MEDAY, 7th Regiment Infantry.

The Court will sit without regard to hours.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,
Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 11th, 1869.

GENERAL ORDERS, }
No. 13. }

I.—This Command will parade for review in celebration of the 86th Anniversary of the Evacuation of this City by the British Troops, on THURSDAY, 25th instant.

II.—The troops will assemble in close column of companies, the heads of columns resting on Fourth Avenue, as follows:

The First Brigade Infantry on East 19th Street.
The Second Brigade Infantry on East 18th Street.
The Third Brigade Infantry on East 17th Street.
The Fourth Brigade Infantry on East 16th Street.
The First Brigade Cavalry on East 15th Street.

III.—Brigade Commanders will report to the Chief of Staff at the "Washington Statue," as soon as their commands are formed.

IV.—The column will march at 2 o'clock, P. M., the First Brigade Infantry leading, the other Brigades following in the order above named.

V.—The line of march will, in part, be identical with that followed by the American Troops when entering the City to resume possession in 1783, to wit: down Fourth Avenue to the Bowery, down Bowery to Canal, through Canal to Broadway, up Broadway to 14th Street, through 14th Street to Fourth Avenue, up Fourth Avenue to 23d Street, through 23d Street to Fifth Avenue, and down Fifth Avenue to 14th Street.

VI.—The Avenues and Streets above named, from curb to curb, are designated as the Division parade ground for the day.

VII.—At the corner of Fifth Avenue and 14th Street, the column will pass in Review before His Honor the Mayor, and the Municipal Authorities, and will be immediately thereafter dismissed.

VIII.—Brigadier-General BURGER will direct a Salute of thirteen guns to be fired on the Battery, near the site of old Fort George, at 12 o'clock, noon.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,
Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 22d, 1869.

GENERAL ORDERS, }
No. 14. }

General Orders No. 12, dated at these Head-Quarters, November 9th, 1869, is hereby modified to read as follows :

Pursuant to Sec. 250, Military Code, State of New York, a Court-Martial to pass upon the delinquencies of all officers of the Division below the rank of General Officers, and above the rank of Company Officers, on the occasion of any parade or drill held in pursuance of Orders from these Head-Quarters, which, by law, they were required to attend, during the year commencing November 1st, 1868, and ending October 31st, 1869, is hereby ordered to assemble at the Armory of the 22d Regiment Infantry, on the 30th day of November, 1869.

DETAIL FOR THE COURT :

1. Brigadier-General WILLIAM G. WARD, 1st Brigade Infantry.
2. Colonel FREDERICK A. CONKLING, 84th Regiment Infantry.
3. Major CHRISTIAN H. MEDAY, 7th Regiment Infantry.

The Court will sit without regard to hours.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,
Colonel, A. A. G., and Chief of Staff.

OFFICIAL :

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, December 14th, 1869.

GENERAL ORDERS, { No. 15. }

I.—In compliance with General Orders No. 17, current series, from General Head-Quarters, the following disbandments, transfers, consolidations and changes, in the organization of this command, are hereby announced:

- 1.—The Fourth Brigade is disbanded, and the Staff Officers thereof are rendered supernumerary.
- 2.—The 2d and 4th Regiments Infantry are disbanded, and the Officers thereof are rendered supernumerary.
- 3.—The 1st Regiment Infantry, Third Brigade, is transferred to the First Brigade.
- 4.—The 11th Regiment Infantry, Fourth Brigade, is transferred to the Second Brigade.
- 5.—The 22d, 69th and 79th Regiments Infantry, Fourth Brigade, are transferred to the First Brigade.
- 6.—The 1st Regiment Artillery, Second Brigade, is disbanded as a regimental organization, and the Field and Staff Officers thereof are rendered supernumerary.
- 7.—Batteries "B," "C" and "K," are constituted independent commands.
- 8.—Batteries "A," "D," "F," "G," and "I," are consolidated, their Officers rendered supernumerary, and will, until further orders, be known as Battery "G," under the temporary command of Captain E. M. LEMOYNE, supernumerary.
- 9.—Battery "H" is transferred to the First Brigade Cavalry.
- 10.—The Battalion Washington Grey Cavalry is consolidated into one troop, its Officers rendered supernumerary, and temporarily placed under the command of Lieut. EFFINGHAM M. VAN BUREN, supernumerary.

II.—In the disbandment of the 2d and 4th Regiments Infantry, (with which the Commanding Officers of the First and Fourth Brigades are respectively charged,) the detailed instructions contained in General Orders No. 14, series of 1868, from General Head-Quarters, will be strictly complied with, and particular attention is called to Pars. XII. and XXIII. of that order.

III.—Upon the receipt of this order, the Commanding Officers of the several organizations above transferred, will immediately report, in person, to the Commanding Officers of the Brigades to which they are transferred.

IV.—The Commanding Officers of Batteries "B," "C" and "K," will report, in person, to these Head Quarters immediately, for instructions.

V.—Batteries "A," "D," "F," "G" and "I," will, under the command of their respective officers, assemble at the Armory of the 1st Regiment Artillery, at 8 o'clock, P. M., on the 27th instant, for inspection by the Division Inspector, and consolidation, under the supervision of Colonel D. W. TELLER, supernumerary. The provisions of Par. III. of General Order No. 17, current series, will be strictly observed, and as soon as the consolidation is effected, the officer designated to command will report to these Head-Quarters for instructions.

VI.—The Commanding Officer of Battery "H," (to be known, until further orders, as Troop "H,") will, upon the receipt of this order, forthwith report the Commanding Officer of Brigade Cavalry, under whose direction he will proceed at once to re-organize his command as a Troop of Cavalry.

VII.—The Battalion Washington Grey Cavalry will assemble under the command of its officers, for inspection and consolidation, at its Armory, at 8 o'clock, P. M., on the 27th instant. The consolidation will be effected under the direction of the Commanding Officer First Brigade Cavalry, and the command will, until further orders, be known as the Troop Washington Grey Cavalry.

VIII.—The attention of all officers rendered supernumerary by this order is directed to Section 46, Military Code.

IX.—All the books of record and reference, papers, documents, &c., the property of the State of New York, pertaining to the Head-Quarters of Brigades, Regiments, and Battalions, and to the Companies disbanded or discontinued in accordance with this order, and the Head-Quarter Flag of the Fourth Brigade, will be forwarded to these Head-Quarters by the respective Commanding Officers, for transmission to General Head-Quarters.

X.—All muster-out rolls, reports, and papers, which are required to be forwarded to General Head-Quarters, will be sent through the intermediate channels of communication.

XI.—The attention of the members of the organizations disbanded by this order is called to Paragraph XV, of General Orders No. 14, Series of 1868.

XII.—The Brigade Commanders of the First and Second Brigades Infantry, and First Brigade Cavalry, will, upon the completion of the changes herein ordered, make report thereof in writing, to these Head-Quarters.

XIII.—The muster rolls required in effecting the disbandments and consolidations above specified, will be furnished on application to these Head-Quarters.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, April 8th, 1869.

Circular.

The practice in horsemanship heretofore had as Officers of the Staff, on Thursday Evenings, is hereby discontinued.

Until further notice, the Staff, including personal Aides, will assemble for equestrian exercise every FRIDAY EVENING, commencing on Friday next, the 9th instant, at 8 o'clock, at the Head-quarters of the First Brigade of Cavalry, 13th Street, near 5th Avenue. Each Officer will provide himself with a horse.

Whenever circumstances make it necessary for an Officer to absent himself from any of these exercises, he will make his application for excuse to these Head-quarters, in writing, at least twenty-four hours before the evening designated.

Hereafter, Officers of the Staff who intend to accompany the Major-General in answering invitations, will have a carriage sent for them by sending a notice of such intention to these Head-quarters on the day previous.

By order of Major-General ALEXANDER SHALER,

JOHN FOWLER, JR.,

Colonel, Ass't Adj-Gen'l and Chief of Staff.

Official :

.....
Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 22d, 1869.

Circular.

It is announced to the Officers and Members of the First Division, that on SUNDAY NEXT, the 30th instant, the graves of the Soldiers who fell in upholding the Union during the Great Rebellion, will be decorated with flowers, and that other appropriate exercises, to be hereafter announced through the public press, will take place at Cypress Hills Cemetery.

The Division is invited to take part in the exercises of the day, and such Regiments as desire to embrace this opportunity of manifesting their respect for the memory of the fallen heroes, will be reported by their respective Brigade Commanders to these Head-quarters, as early as Thursday next, the 27th instant, in order that instructions may be issued in advance for the formation of the line, and arrangements made for transportation to and from the Fulton Ferry.

The Division Staff will report at the quarters of the Major-General Commanding, in full uniform, at 8 o'clock, A. M., on the 30th instant.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

A large, flowing handwritten signature in dark ink, which appears to read "Carl F. Johnson". The signature is written in a cursive style with long, sweeping strokes.

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 28, 1869

Circular.

The Field and Staff Officers of the Regiments not reported for the parade on the 30th instant, are invited to join the General Officers and their Staffs, and take part in the exercises of the day.

The column will form on East 15th Street, right on Fourth Avenue, at 10 o'clock, A. M. Regimental Officers will be reported to the Chiefs of Staff of their respective Brigades, and by them assigned to positions in the Brigade column. Officers and Troops will be assigned positions in the general column by the Chief of Division Staff in the order of their Brigade numbers, the First Brigade on the right.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

A large, flowing handwritten signature in dark ink, which appears to read "Carl J. Fox". The signature is written over a light-colored, slightly textured background.

Major and A. D. C.



HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 2, 1869.

Circular.

The Major-General Commanding the Division has received from Brevet Brigadier-General PITCHER, Commanding at West Point, a notice that the Annual Examination of the Cadets of the U. S. Military Academy will commence on Wednesday, the 2d instant, at 9, A. M., and be continued daily (Sundays excepted) from 9, A. M., to 3, P. M., until finished.

In a personal note, General PITCHER expresses his pleasure in seeing the Officers of the N. G. S. N. Y. at these examinations; this is announced to the Officers of the 1st Division, many of whom take an interest in the exercises of the Cadets, in order that they may feel assured that they are welcome in their visits to the Point, and that no feeling of delicacy need prevent them from embracing an opportunity to witness exercises which cannot but result to their advantage. The drills and parades of the Cadets during the Annual Examinations are always interesting and instructive. Upon any day in the week (Saturdays and Sundays excepted) at 5, P. M., can be seen either a drill in Infantry, Artillery, or Cavalry, and the Major-General Commanding recommends to all Officers whose time will permit, at least one visit to this great Military School during the Examination.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:



Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 15, 1869.

Circular.

In the marching salute to His Honor the Mayor, on the morning of the 5th of July next, arms will be brought to a carry, all officers will salute, bands will play, and colors will be drooped, but commanding officers and bands will remain in the column.

In passing in review before the Officers of the Army of the Potomac, the provisions of Pars. 15, 16, and 17, Form 1, of Article Second, Appendix II, on page 372, and Pars. 5, 6, 7, 9, 10, and 12, of Appendix II, on pages 379 and 380, of Upton's Tactics, will be complied with.

The parade will be dismissed immediately after passing in review, and regiments in complying with Par. 12, on page 380, of Upton's Tactics, will take different routes to their armories, so as to avoid the possibility of a halt in front of the reviewing officers. Brigade Commanders, with their Staffs, will remain with the Division Commander and Staff, until the entire column has passed. Regimental Commanders will cause at least three additional drummers or trumpeters to wheel out of the column with their bands, to beat the ruffles or sound the trumpet flourishes, for a Major-General, when the colors are drooped. The rest of the drum corps will remain at the head of the regiments, to conduct them to the armories. Bands will cease playing as soon as the rear companies of their respective regiments have passed the reviewing officers, and at once follow their regiments in quick time and *in good order*.

The attention of Regimental and Staff Officers is called to the provisions of Pars. 10, 11, 12, 14, 15, and 16, of Form 1, Article First, of Appendix II, on pages 367 and 368, of Upton's Tactics, which, so far as applicable, will be observed.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, July 26, 1869.

Circular.

The subjoined resolution of thanks, and letter transmitting the same, is hereby promulgated to this Command:

"HEAD-QUARTERS OF THE SOCIETY OF THE ARMY OF THE POTOMAC,
"New York, July 15, 1869.

"Major-General ALEXANDER SHALER,

"Commanding 1st Division, N. G. S. N. Y:

"GENERAL,—On behalf of the Society of the Army of the Potomac, I
"have the honor to transmit the enclosed certified copy of a resolution of
"thanks to you, and to the officers and men of your Division, which was
"passed at the meeting of the Society held in this city on the 5th of July.

"I am, General, very respectfully, your ob't serv't,
(Signed.) "W. C. CHURCH, Corresponding Secretary."

"At a meeting of the Society of the Army of the Potomac, held in the
"City of New York on the 5th day of July, 1869. on the motion of Major-
"General GEORGE G. MEADE, U. S. A., it was

"*Resolved*, That the thanks of this Society be extended to Major-General
"SHALER, Commanding the 1st Division of the National Guard of the State
"of New York, and to the officers and men of his Division, for the very
"handsome Review with which they complimented us, and that we congrat-
"ulate them on the evidences of discipline and drill exhibited by them on
"that occasion.

"Attest: (Signed.) P. H. SHERIDAN, Lt.-Gen'l,
"President.

(Signed.) "W. C. CHURCH, Corresponding Secretary."

By order of Major-General ALEXANDER SHALER..

JOHN FOWLER, JR.,
Colonel, A. A. G., and Chief of Staff.

OFFICIAL:



Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, October 23d, 1869.

Circular.

Notice has been received at these Head-quarters from the Commissary-General of Ordnance, that the repairs to the Arsenal building, corner of 7th Avenue and 35th Street, have been completed, and that the same will be ready for the use of the National Guard on and after Monday next, the 25th instant.

Commanding Officers can obtain permission to occupy the drill room by applying at the office of the Commissary-General of Ordnance, in the Arsenal building.

By order of Major-General ALEXANDER SHALER,

JOHN FOWLER, JR.,

Colonel, Ass't Adj-Gen'l and Chief of Staff.

Official :

.....
Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION. N. G. S. N. Y.

NEW YORK, November 9th, 1869.

Circular.

The attention of Brigade Commanders is called to Section 250, Military Code, State of New York. In compliance therewith they will forthwith make to these Head-Quarters a return of all delinquencies on the occasion of the Division Parades, held during the year ending October 31st, 1869.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 15th, 1869.

Circular.

The following letter from the Commissary-General of Ordnance, S. N. Y., is hereby promulgated for the information of this command:

"STATE OF NEW YORK,

"DEPARTMENT OF COMMISSARY-GENERAL OF ORDNANCE.

"NEW YORK, November 11th, 1869.

"Major-General ALEXANDER SHALER,

"Commanding 1st Division N. G. S. N. Y.

"General,

"For the convenience of regiments drilling at the State Arsenal, 7th Avenue, I have placed in the drill room, for their use, three hundred muskets, two guidons, an infantry and a national color.

"Very respectfully,

"Your ob't s'vt,

(Signed)

"WM. H. MORRIS,

"C. G. O."

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:



Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 19th, 1869.

Circular.

Brigade Commanders will hereafter furnish these Head-Quarters, within ten days after each Division or Brigade Parade, or Annual Inspection, with a Consolidated Report of their commands on the form herewith furnished. For the last Annual Inspection this Report will be forwarded to these Head-Quarters immediately.

They will also furnish these Head-Quarters with a Roster of their respective commands, embracing General and General Staff, Field and Regimental Staff Officers, and showing the Name, Corps, Rank, Position, Age, Date of Commission, Address, Residence, and Brevet rank, if any, of the Officers above mentioned, as existing on the 20th inst. They will be made out on the forms herewith furnished, and forwarded to these Head-Quarters immediately thereafter.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,
Colonel, A. A. G., and Chief of Staff.

OFFICIAL:


Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 20th, 1869.

Circular.

In lieu of the returns required by Circular from these Head-Quarters, dated November 9th, 1869, Brigade Commanders will make return of all delinquencies on the part of officers below the rank of General Officers, and above the rank of Company Officers, on the occasion of any parades, reviews, drills, &c., which, by law, they were required to attend, during the year commencing October 31st, 1868, and ending November 1st, 1869. In case an officer, so reported, no longer belongs to the National Guard, it will be so stated in the column of remarks. Each officers' address will also be given. The returns will be forwarded to these Head Quarters *forthwith*.

The attention of Brigade Commanders is directed to Sec. 250, M. C., the provisions of which requires them to convene Courts to pass upon the delinquencies of all officers below the rank of Field Officers.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,
Colonel, A. A. G., and Chief of Staff.

OFFICIAL:



Major and A. D. C.



HEAD-QUARTERS FIRST DIVISION. N. G. S. N. Y.

NEW YORK, December 24th, 1869.

Circular.

Classes, for the instruction of the Officers of this Division, in the use of the Sabre, will be formed by the permanent Brigade and Regimental Commanders, immediately upon the receipt of this order, and a copy of each of the orders made for this purpose, will be forwarded to these Head-Quarters, as soon as issued.

The permanent Brigade Commanders and the Officers of the Division Staff, will assemble at these Head-Quarters, in fatigue dress with side arms, for military improvement, on the evenings of SATURDAY, January 8th and 15th, 1870, at 8 o'clock.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:



Major and A. D. C.)

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, March 16th, 1870. 75

GENERAL ORDERS. {
No. 1. }

The following Special Order from General Head-Quarters is promulgated for the information of this command:

GENERAL HEAD-QUARTERS, STATE OF NEW YORK.

ADJUTANT-GENERAL'S OFFICE,

ALBANY, March 12, 1870.

SPECIAL ORDERS. }
No. 33. }

It appearing to the satisfaction of the Commander-in-Chief, upon his examination of the Charges and Specifications made by Colonel and B't Brig.-Gen'l JOHN E. BENDIX, commanding the Fifth Regiment Infantry, N. G. S. N. Y., against Maj.-Gen'l ALEXANDER SHALER, commanding the First Division of the National Guard, and of the official records in the Adjutant-General's Office, that no sufficient grounds exist for ordering a Court Martial thereon, it is hereby ordered that the said Charges and Specifications be dismissed.

By order of the COMMANDER-IN-CHIEF.

[SIGNED,]

FRANKLIN TOWNSEND,

Adjutant General.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, March 28th, 1870.

GENERAL ORDERS. }
NO. 2. }

The following appointment is announced on the Staff of the Major-General Commanding:

Colonel DANIEL W. TELLER, Supernumerary, late commanding First Regiment Artillery, to be Chief of Artillery, with the rank of Colonel.

He will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

A large, flowing handwritten signature in dark ink, likely belonging to Alexander Shaler, the Major-General mentioned in the text. The signature is written in a cursive style and spans across the middle of the page.

Major and A. D. C.



HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 21st, 1870

GENERAL ORDERS, }
No. 3. }

I.—The following extract from Chapter 539, Laws of 1870, is published for the information and guidance of the Officers of this command therein referred to:

“§ 31. Within sixty days after the passage of this act, the captain or commanding officer of each and every company or troop in the First Division of the New York National Guard, shall deliver to the Commissioner of Jurors a certified list containing the names and residences of all the members and officers in his company or troop, uniformed and equipped, and doing active duty and none others; which list shall be filed in the Commissioner's office. The Major-General commanding said division shall issue orders to carry this section into effect, and shall furnish to said Commissioner a certified list of all officers and members of said Division not comprised in the lists or rosters of said companies or troops. It shall further be the duty of every such officer to report, at least once in every year, the names and residences of all new members, provided such new members shall be fully uniformed and equipped, and doing active duty. Such report shall also contain the names of each and every member who shall have resigned or have been expelled, or who shall have ceased or neglected to perform the full duties and services required by law. Any such officer who shall neglect or refuse to perform any duty prescribed by this act as aforesaid, or who shall include in any such list any person not an active member of said Division, or who shall offend against any provision of this section, shall forfeit the sum of fifty dollars for each offence, which shall be collected by the said Commissioner in the name of the Mayor, Aldermen and Commonalty of the City of New York, and paid into the County treasury.”

II.—Commanding Officers of Batteries, Troops, and Companies, will furnish the required lists, certified as directed, to the Commissioner of Jurors, Room 21, City Hall, on or before the 31st instant.

III.—The several Brigade Commanders will forward to these Headquarters, on or before the 28th instant, a certified list containing the names and residences of all Officers and members of the command, comprising the General and General Staff, Field and Staff Officers, Non-commissioned Staff Officers, Musicians, and all other actual members of the several organizations in their respective Brigades, not contained in the list to be furnished by the Company Commanders.

IV.—Between the 20th day of September and the 1st day of October of the present and of each succeeding year, the Commanding Officers of Batteries, Troops, and Companies will furnish, to the Commissioner of Jurors, the reports required by the Section above quoted.

V.—Brigade Commandants will, between the 20th and 25th day of September of the present and of each succeeding year, forward to these Headquarters a certified report containing the names and residences of all new Officers and members, and the names of all those who shall have resigned, been dismissed, expelled, or who shall have ceased or neglected to perform the full duties required by law, since last report.

VI.—In making the lists and reports required, care will be taken to comply as well with the spirit as the letter of Section 31 above quoted, in order to ensure correct and satisfactory returns.

By order of Major-General ALEXANDER SHALER.

CARL JUSSEN,

Major, A. D. C. and Act'g Ass't Adj.-Gen.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 18th, 1870.

GENERAL ORDERS, }
No. 4. }

I.—This Division will parade for review and in celebration of the Ninety-fourth Anniversary of the Declaration of Independence of the United States, on the Fourth of July next.

II.—The troops will be formed at 7 o'clock, A. M., in deployed line, as follows:

The First Brigade Infantry on the west side of Broadway, left resting on 14th Street.

The Second Brigade Infantry on the south side of 14th Street and west side of 5th Avenue, right resting on University Place.

The Third Brigade Infantry on the west side of 5th Avenue on the left of the Second Brigade.

The First Brigade Cavalry on the west side of 5th Avenue, north side of 34th Street and east side of Madison Avenue, on the left of the Third Brigade.

Battalions "B," "C," and "K," Artillery will be posted around Union Square, under the direction of the Chief of Artillery.

III.—Brigade Commanders will report to the Chief of Staff on Broadway, corner of 14th Street, as soon as their respective commands are formed.

IV.—Captain E. M. LEMOYNE, commanding Battery "G," will detail a section of his Battery with 24 pounder howitzers, under Lieutenant S. M. WRIGHT, to fire a National Salute on the Battery at meridian.

V.—The line of march and point of review will be hereafter announced.

By order of Major-General ALEXANDER SHALER.

CARL JUSSSEN,

Major, A. D. C. and Act'g Ass't Adj.-Gen.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 20th, 1870.

GENERAL ORDERS, }
No. 5. }

The following appointments are announced on the Staff of the Major-General commanding:

Colonel WM. H. CHESEBROUGH, to be Assistant Adjutant-General and Chief of Staff, with the rank of Colonel, *vice* FOWLER, resigned.

Brevet Brigadier-General WM. HUDSON LAWRENCE, (U. S. Vols) to be Division Inspector, with the rank of Colonel, *vice* CHESEBROUGH, appointed Chief of Staff.

They will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER.

CARL JUSSEN,

Major, A. D. C. and Act'g Ass't Adj.-Gen.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, July 4th, 1870.

GENERAL ORDERS,)
No. 6. }

I.—It is with the deepest regret that the General Commanding announces to the Division that Brevet Major-General JOSEPH E. HAMBLIN, late Assistant Adjutant-General and Chief of Staff of the First Division, who served with such well-known distinction in the late war for the Union, died at his residence yesterday, the 3d instant.

II.—The following detail is ordered as an escort to his remains:

The Ninth Regiment Infantry ;
The Troop of Washington Grays Cavalry ;
The separate Troop Cavalry, Captain KLEIN, commanding ;
Two sections Battery K, Artillery.

III.—The escort will be commanded by Brigadier-General POSTLEY, and will report to him in Madison Avenue, between Twenty-fifth and Twenty-sixth Streets, at 1:30 o'clock, P. M., on the 5th instant.

IV.—The General Commanding feels that this information will be received with the profoundest sorrow by the officers and men of the Division, and is assured that all who have known the late General HAMBLIN, either in his military or social character, will readily accord the last respects due one who has been so well known and so well beloved. The Officers of the Division who desire to take part in the ceremonies are invited to attend his funeral at his late residence, No. 136 Lexington Avenue, in uniform, and will assemble at Apollo Rooms, corner of Twenty-eighth Street and Broadway, at 1:30 o'clock, P. M.

V.—The following Officers have been requested by the friends of the family to act as pall-bearers, and will meet in uniform, mounted, at the residence of the General Commanding, No. 346 West Twenty-eighth Street, at 1:30 o'clock, P. M.

Major-General ALEXANDER SHALER.
Major-General M. T. McMAHON.
Major-General C. K. GRAHAM.
Major-General ABRAM DURYEE.
Brigadier-General THOMAS H. NEILL.
Brigadier-General G. W. PALMER.
Brigadier-General H. E. TREMAIN.
Brigadier-General L. BURGER.
Brigadier-General J. H. LIEBENAU.
Colonel JOHN FOWLER, Jr.
Colonel WILLIAM H. CHESEBROUGH.
Lieutenant-Colonel GEORGE T. HAWS.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, July 14th, 1870.

GENERAL ORDERS, {
No. 7. }

The following changes in the organization of this command are directed by General Orders No. 17, current series, from General Head-Quarters:

I.—That the 37th Regiment Infantry, of the Third Brigade, and the 79th Regiment Infantry, of the First Brigade, be reduced to Battalions of six Companies each, and that the respective Commandants of the same designate the Companies to be mustered out to make such reductions, and that the several Colonels, Lieutenant-colonels, and Majors remain in commission in accordance with the provisions relating thereto in Section 19, of the Military Code.

II.—That the First and Third Regiments of Cavalry be reduced to the minimum of eight Companies each, and that the respective Commandants of the same designate the Companies to be mustered out to make such reduction.

The consolidation of the above commands will be effected under the direction of the Commanding Officers of the several Brigades to which they are respectively attached, who will upon the completion of said consolidation report in writing to these Head-quarters.

The provisions of General Orders No. 14, Series of 1868, from General Head-quarters, will be observed in carrying out this order.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Sept. 24th, 1870.

GENERAL ORDERS, {
No. 8. }

I.—The following appointments are announced on the Staff of the Major-General commanding:

J. HENRY LIEBENAU, (late Captain U. S. Vols. and Brigadier-General and Commissary of Subsistence S. N. Y.) to be Division Inspector, with the rank of Colonel, *vice* WM. HUDSON LAWRENCE, who failed to qualify.

HENRY S. KEARNY, to be Division Engineer, with the rank of Colonel, *vice* ALLEN, vacated by removal from State.

THOMAS FAIRGRIEVE, (late Captain U. S. Vols.) to be Aid-de-camp, with the rank of Captain, *vice* JAMES FAIRGRIEVE, resigned.

They will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Sept. 26th, 1870.

GENERAL ORDERS, {
No. 9. }

I.—In conformity with General Orders No. 21, current series, from General Head-quarters, the following changes are made in this command:

1st.—The 1st Regiment Infantry is transferred from the First Brigade to the Third Brigade, and the Colonel Commanding will report to the Commanding Officer of the Third Brigade at once.

2d.—The reduction of the 37th Regiment Infantry to a battalion of six companies is revoked.

3d.—The 37th Regiment Infantry is consolidated with the 71st Regiment Infantry, and the consolidation will be immediately effected under the direction of the Commanding Officer of the First Brigade, who will conform to the instructions contained in General Orders No. 21, current series, General Head-quarters, in the re-organization of the several Companies and the assignment of Officers thereto. The Officers of the 37th Regiment Infantry who are retained in the new organization, will at once report to the Commanding Officer of the 71st Regiment Infantry for orders. Such Officers as are not retained in the consolidated organization are rendered supernumerary, and their attention is called to Sec. 24, Military Code, 1870.

II.—The Commanding Officers of the First and Third Brigades will respectively report to these Head-quarters, in writing, as soon as the changes herein ordered shall have been effected.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Sept. 27th, 1870.

GENERAL ORDERS, }
No. 10. }

I.—This Division will parade on FRIDAY NEXT, the 30th instant, to participate in the obsequies of the late Admiral D. G. FARRAGUT.

II.—The Troops will be formed in a deployed line on Broadway, 14th Street, and 5th Avenue, right resting on Canal Street, at 10 o'clock, A. M., in the following order, viz.:

Battery B, Captain JOHN KEIM, Commanding.

1st Brigade of Infantry, Brigadier-General W. G. WARD, Commanding.

Battery K, Captain JOHN M. HEUBNER, Commanding.

2d Brigade of Infantry, Brigadier-General LOUIS BURGER, Commanding.

Battery C, Captain WILLIAM SCHILLING, Commanding.

Battery G, Captain E. M. LE MOYNE, Commanding.

3d Brigade of Infantry, Brigadier-General J. M. VARIAN, Commanding.

1st Brigade of Cavalry, Brigadier-Gen. BROOKE POSTLEY, Commanding.

III.—Officers will wear the usual badge of mourning on the left arm and sword-hilt. Standards will be draped and the drums covered with black crape.

IV.—The remains, escort, and chief mourners, will pass along the line from right to left. While passing, the troops will stand at *present arms*. After the escort has passed the left of a Brigade, it will be broken into column of companies, left in front, and held in readiness to march.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Oct. 11th, 1870.

GENERAL ORDERS, }
No. 11. }

I.—This Division will parade for Review by His Excellency JOHN T. HOFFMAN, Commander-in-Chief, at Prospect Park, L. I., on FRIDAY, the 28th instant.

II.—Division line will be formed at 1 o'clock, P. M. Brigade and Battery Commanders will report to the Chief of Staff, on the ground, at that hour.

III.—The First Brigade of Infantry will be reviewed and inspected by the Major-General Commanding the Division, at the same place, at 10 o'clock, A. M., the same day.

IV.—The following appointment is announced on the Staff of the Major-General Commanding:

JOHN MECHAN, (formerly Captain and Engineer U. S. Vols.,) to be Aid-de-camp, with the rank of Major.
He will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Nov. 7th, 1870.

GENERAL ORDERS. {
No. 12. }

By direction of His Excellency JOHN T. HOFFMAN, Commander-in-Chief, it is announced that certain officials of the United States and of the State charged with important duties in reference to the conduct of the election, have fully agreed upon measures which it is confidently believed will render all military interference wholly unnecessary, yet, as a measure of extreme precaution, it is ordered, that should the services of this Division be required to aid the Civil Authorities in the preservation of peace and order on election day, November 8th, 1870, the established signal of twelve strokes repeated four times upon the tower bells of the Fire Department will be sounded. Thereupon the Infantry and Artillery will immediately assemble at their respective armories in fatigue dress, and Brigade and Battery Commanders report in person to these Head-quarters. Regimental Commanders will see that the formations take place at once and the men kept within the armories ready for instant service.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

OFFICIAL:

Captain and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, December 6th, 1870.

GENERAL ORDERS, {
No. 13. }

I.—In compliance with General Orders No. 28, current series, from General Head-Quarters, the following disbandment, transfers and consolidations are hereby ordered :

- 1.—The First Brigade Cavalry is disbanded, and the Brigadier-General Commanding, and his Staff, are rendered supernumerary.
- 2.—The 1st Regiment Cavalry is transferred to the First Brigade Infantry
- 3.—The 3d Regiment Cavalry is transferred to the Second Brigade Infantry.
- 4.—The separate Troop "Washington Grey Cavalry," is transferred to the Third Brigade Infantry.
- 5.—The separate Troop Cavalry, Captain KARL KLEIN, will report direct to these Head-Quarters.
- 6.—Troops "E" and "I" of the 1st Regiment Cavalry, and Troops "C" and "D" of the 3d Regiment Cavalry, will be immediately consolidated, by the respective Regimental Commanders, as directed in Par. III. of General Orders No. 28, current series, from General Head-Quarters.

II.—The attention of all Officers rendered supernumerary hereby, is directed to Section 24, Military Code.

III.—The Commanding Officers of all organizations hereby transferred, will, upon the receipt of this order, report at once, in person, to the Commanding Officers of the organizations to which they are transferred.

IV.—The several Brigade Commanders will, upon the completion of the transfers and consolidations herein ordered, make report thereof, in writing, to these Head-Quarters.

V.—The assignment of the Riding School (13th Street, near Fifth Avenue), for evening drills by the different Troops, as made by General Orders No. 9, current series, from Head-Quarters First Brigade Cavalry, is continued until further orders, at the option of the Commandants of the respective Brigades.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, January 24th, 1870.

Circular No. 1.

I.—The following extract from a letter written in answer to an inquiry from these Head-quarters, dated December 29th, 1869, and addressed to the Secretary of the Commissioners of Taxes and Assessments, is hereby published for the information of this command:

“ DEPARTMENT OF THE COMMISSIONERS OF TAXES AND ASSESSMENTS,
“ CITY HALL, CHAMBERS STREET,
“ NEW YORK, January 6th, 1870.

* * * * *

“ The Supreme Court of the 2d Judicial District having decided in effect
“ that the exemptions granted by the Act of 1867 are still in force, the Com-
“ missioners recognize that decision as warranting them in allowing the ex-
“ emptions of \$500 and \$1000 respectively as heretofore.

“ Respectfully,

(Signed,)

“ E. F. BABCOCK, Secretary.”

II.—All Bills of Dress should have the approval of General Head-quarters. Commanding Officers of organizations who have failed to procure such approval will forward their Bills of Dress in correct detailed form, without further delay.

III.—Notice has been received from the Adjutant-General of the non-receipt of enlistment papers from the following organizations in this command during the year 1869: 5th, 6th, 7th, 9th, 11th, 22d, 69th, 79th, and 96th Regiments Infantry, and the 1st and 3d Regiments and Washington Grey, Cavalry. The attention of all officers is called to the provisions of General Orders No. 23, series of 1867, A. G. O., for immediate compliance therewith.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:



Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, February 14th, 1870.

Circular No. 2.

TO THE OFFICERS OF THE FIRST DIVISION.

GENTLEMEN:

The Commander-in-Chief, in his last Message to the Legislature of the State, was pleased to recommend that a parade ground of suitable size be provided for the First Division. In pursuance of that recommendation a Bill has been presented in the Senate, and referred to the proper Committee, providing for the laying out, under the direction of the Central Park Commissioners, of a Public Square adjoining the north end of Central Park, to be prepared for and used by the First Division whenever desired. The Committee to whom the Bill was referred, have given a hearing to a number of the principal officers of the Division, who, to the best of their ability, demonstrated the necessity of the proposed parade ground, the importance of securing the land without delay, and the benefits to the City likely to accrue by acquiring the land for the purposes named.

The plot of ground described in the Bill now pending, is a part of the tract lying between the Fifth and Eighth Avenues, and between 110th and 116th Streets, and contains about 70 acres. Every officer and member of the First Division is, and every tax-payer and citizen should be, interested in securing a parade ground of sufficient size to form the Division for grand reviews and for field days. While the plot described in the Bill is not so large as is desired, it is thought best to unite our energies to secure at once what in a few years hence, it will be impossible to obtain by reason of the increased valuation of real estate.

The accompanying petitions are furnished for the signatures of the officers and men, and of tax-paying friends. Regimental Commanders will see that two copies of each kind are furnished to each Company Commander, with instructions to return them to Regimental Head-Quarters, from whence they will be forwarded through Brigade to Division Head-Quarters, by the end of this week, if possible, and not later than the 22d instant. Those prepared for the signatures of tax-payers, should be placed in the hands of intelligent and active officers, or members, who will devote the necessary time to secure full petitions among the friends of the Division.

The Major-General commanding deems it quite unnecessary to urge the active and immediate co-operation of each officer and member in a matter of so much importance to the present and future welfare of the Division.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, March 1st, 1870.

Circular No. 3.

All Officers of the Division to whom blank Petitions for the proposed Parade Ground were sent, will forward to these Head-quarters *at once*, all such Petitions.

In cases where no signatures have been obtained, that fact will be immediately reported to these Head-quarters.

By order of Major-General ALEXANDER SHALER.

JOHN FOWLER, JR.,

Colonel, A. A. G., and Chief of Staff.

OFFICIAL:

A large, flowing handwritten signature in dark ink, which appears to read "Charles F. Smith". The signature is written over a horizontal line and extends below it with a long, sweeping flourish.

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 24th, 1870.

Circular No. 4.

The following invitation from the General Memorial Executive Committee of the Grand Army of the Republic, received at these Head-Quarters on the 23d instant, is promulgated to this command:

“ HEAD-QUARTERS, 31 UNION SQUARE, N. W. cor. 16th STREET,

“ NEW YORK, MAY 19, 1870.

“ MAJ. GEN'L SHALER,

“ GENERAL:

“ I am instructed by the Gen'l Memorial Executive Committee of the
“ G. A. R. to invite you, your Staff, and the Division under your com-
“ mand, to participate with us in the Services and Floral Ceremonies to
“ be held at Cypress Hills Cemetery on the 30th day of May, 1870.

“ Your attention is invited to the programme, which will be published
“ at an early date.

“ An early reply is solicited.

“ Very respectfully your obd't S'v't,

(Signed.)

“ A. J. H. DUGANNE,

“ Chairman.

(Signed.)

“ JOHN TREGASKIS,

“ Secretary.”

Such of the organizations of this command as desire to take part in the services and ceremonies of the 30th instant, will so report to these Head-Quarters on or before the 27th instant

By order of Major-General ALEXANDER SHALER.

CARL JUSSEN,

Major, A. D. C. and Act'g Ass't Adj.-Gen.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 8th, 1870.

Circular No. 5.

Information having been received at these Head-Quarters from the Commissioner of Jurors, that many of the Company Commandants of the 1st Division have neglected to furnish the lists required by General Orders, No. 3, C. S., from these Head-Quarters, they are hereby required to comply with said Order *immediately*.

The necessity for a strict compliance with the provisions of Sec. 31, of Chap. 529, of the Laws of 1870, and the demands made thereunder, should appear too obvious to Company Commanders to require this reminder.

By order of Major-General ALEXANDER SHALER.

CARL JUSSEN,

Major, A. D. C. and Act'g Ass't Adj.-Gen.

OFFICIAL:

.....
Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 27th, 1870.

Circular No. 6.

On the occasion of the Review ordered for the 4th proximo, Commanding Officers will conform strictly to Form 1, Article Second, Appendix II., UPTON'S TACTICS, except as otherwise hereinafter prescribed:

Brigade Commandants, and their Staffs, will take post on the right of their respective commands.

The line of Infantry will be formed with the front rank outside of and near the street curb.

The line of Company Officers will be *two* paces in front of the front rank.

The Field Officers will take post in front of and as near the line of Company Officers as practicable, the Commanding Officer slightly in advance of the others.

The Cavalry will be posted in such manner as to allow the greatest amount of room along its front.

The Reviewing Officer will be received on the right of the line, and his arrival will be announced by a salute fired by Battery "C," at Union Square. As he presents himself to the Brigade Commanders, in turn, the arms of each regiment will be presented, and brought to a carry, before he proceeds along the line. After passing down the front, the Reviewing Officer will move directly to the point of Review, at the corner of Madison Avenue and 26th Street.

The line of march will be down Broadway to Great Jones Street, through Great Jones Street to the Bowery, up the Bowery and Fourth Avenue to 23d Street, through 23d Street to Madison Avenue, and up Madison Avenue to the point of Review. The command will be dismissed immediately after passing in Review.

The Commanding Officer 1st Brigade Cavalry in furnishing the details for mounted orderlies at the request of the Brigade Commanders, will include one bugler in each detail.

The Division Staff will assemble at the quarters of the Division Commander, No. 346 W. 28th Street, at 6.30 A. M., and the usual detail of orderlies, including one bugler, from the 1st Brigade Cavalry, will report at the same time and place.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, September 19th, 1870.

Circular No. 7.

I.—The following list of Rosters, Reports, Returns, &c., required from Brigade Head-quarters, under the Military Code, General Regulations and existing Orders, is hereby published :

1st.—A return of the names, rank and residence of all officers, to these Head-quarters on or before the first day of June, annually.—Par. 495, G. R.

2d.—A certified report containing the names and residences of all new officers and members, and the names of all those who shall have resigned, been dismissed, expelled, or who shall have ceased or neglected to perform the full duties required by law, since last report, to these Head-quarters annually, between the 20th and 25th days of September.—Section 31, chapter 539, Laws of 1870, as promulgated in General Orders No. 3, Division Head-quarters, Series 1870.

3d.—A report of evolutions practiced during each year to accompany similar reports, from Regimental Commandants to General Head-quarters annually, on or before December 1st.—Par. 527, G. R.

4th.—A statement of amount of monies received for commutations and fines and amount expended, to General Head-quarters by Brigade Commandants as Presidents of Board of Auditors, annually, on or before December 1st.—Par. 708, G. R.

5th.—A report of all Courts Martial ordered by Brigade Commandants (other than those for trial of delinquencies,) to Judge Advocate General annually, on or before December 1st.—Par. 840, G. R.

6th.—A roster of all Commissioned Officers, to these Head-quarters annually, on or before December 1st.—(Hereby ordered under Sec. 37, M. C.)

7th.—A report of the inspections and reviews, to the Adjutant-General, within thirty days after each annual inspection.—Sec. 153, M. C.

8th.—Two copies of the muster and inspection returns, as made to the Brigade Inspector, one to the Adjutant-General and the other to the Inspector-General, immediately after annual inspection.—Sec. 152, M. C., and one copy to these Head-quarters (hereby ordered).

9th.—A report of officers and enlisted men present and absent, to these Head-quarters, within ten days after each Division or Brigade parade or annual inspection (on the form furnished).—Circular, November 19th, 1869, Head-quarters 1st Division.

10th.—A report containing the names of all officers absent during each year, from any parade, drill, encampment, or meeting for instruction ordered by Division Commander, to Division Head-quarters annually, on or before January 15th.—Sec. 235, M. C.

II.—The following list of Rosters, Reports, Returns, &c., required from Regimental Head-quarters, under the Military Code, General Regulations, and existing Orders, is hereby published :

1st.—A semi-annual return of all discharges granted, to the Adjutant-General on the first day of January and July.—Sec. 253, M. C.

2d.—A return of all officers absent from any parade, encampment, drill, or meeting for instruction held during each year ending on the 31st day of December, to Brigade Head-quarters, by Adjutants of Regiments annually, on or before January 10th.—Sec. 235, M. C.

3d.—A special return (on the prescribed form) to the Adjutant-General annually, on or before May 1st.—Par. 668, G. R.

4th.—A return of the names and residences of all Officers and Non-commissioned Staff Officers to Brigade Head-quarters annually, on or before May 20th.—Paragraph 495, G. R.

5th.—A return of clothing, quartermaster's stores, camp and garrison equipage, ordnance and ordnance stores, to the Chief of Ordnance and Quartermaster-General annually, during the month of September.—Sec. 5. chap. 612, Laws of 1865.

6th.—A return of all Field and Staff Officers, Non-commissioned Staff Officers and Musicians present and absent, to Brigade Inspector within twenty days after each annual inspection.—Sec. 150, M. C., and Par. 672, G. R.

7th.—A report of the condition and number of arms and equipments, &c. to the Chief of Ordnance, by Regimental Quartermasters annually, on or before November 1st.—Par. 868, G. R.

8th.—A statement of manœuvres practiced during year, to Brigade Head-quarters annually, between November 1st and 15th.—Par. 527, G. R.

9th.—A roll giving name and description of all enlisted men who, during each year preceding December 1st, shall have paraded at least seven different times (four of which shall have been by regiment, battalion, or company,) to the Adjutant-General annually, during the month of December and prior to the 15th day thereof.—Sec. 113, M. C.

III.—The following list of Rosters, Reports, Returns, &c., required from Company Commandants, under the Military Code, General Regulations, and existing orders, is hereby published :

1st.—A semi-annual return of discharges granted, to the Adjutant-General, by the Commandants of *Separate* troops, batteries, and companies, on the first day of January and July.—Sec. 253, M. C.

2d.—A return of the names of all Commissioned Officers absent from any parade, encampment, drill, or meeting for instruction held during each year ending on the 31st day of December, to the next superior in command, by the commandants of *Separate* troops, batteries, or companies, on or before January 5th, annually.—Sec. 235, M. C.

3d.—A special return (on the prescribed form) to the next superior in command annually on or before April 1st.—Par. 669, G. R.

4th.—A return containing the names of all Officers, Non-commissioned Officers, Musicians, and uniformed privates, to the next superior in command on or before the 1st of June annually.—Par. 496, G. R.

5th.—A report of the names and residences of all new members, and the names of all members who shall have resigned, or been expelled, or who shall have ceased or neglected to perform the full duties and services required by law, to the Commissioners of Jurors annually, between the 20th day of September and the 1st day of October.—Sec. 31, chapter 539, Laws of 1870, as promulgated in General Orders No. 3, Head-quarters 1st Division, N. G. S. N. Y., 1870.

6th.—A return of clothing, quartermaster's stores, camp and garrison equipage, ordnance and ordnance stores, to the Chief of Ordnance and Quartermaster-General, by the commandants of *Separate* troops, batteries and companies annually, during the month of September.—Sec. 5, chapter 612, Laws of 1865.

7th.—An annual statement of the particular manœuvres practiced during the year, to the next superior in command, by the Commandants of *Separate* troops, batteries and companies, between the 1st and 15th of November.—(Hereby ordered under Par. 527, G. R.)

8th.—A roster of all Commissioned Officers, to the next superior in command, by the Commandants of *Separate* troops, batteries and companies, annually on the 1st of December.—(Hereby ordered under Sec. 37, M. C.)

9th.—A roll giving name and description of all Non-commissioned Officers, Musicians and privates, who, during each year preceding the first day of December, shall have paraded at least seven different times (four of which parades shall have been by regiment, battalion, or company,) to the Adjutant-General, by the Commandants of *Separate* troops, batteries and companies, between the 1st and 15th day of December, annually.—Sec. 113, M. C.

10th.—A return showing the number of Commissioned and Non-commissioned Officers, Musicians and Privates present on parade and absent therefrom, the uniforms, arms and equipments inspected, the number of uniforms belonging to the company, and the arms and equipments in its possession, to the Inspector at the annual Inspection and muster.—Sec. 149, M. C.

11th.—Muster rolls to be delivered to the Inspector one week prior to the day of inspection.—Sub-division 3, of Par. XXIII, of General Orders No. 21, General Head-quarters, Series 1868.

12th.—A report of Officers and Members present and absent at each Division or Brigade parade, to the next superior in command, by the Commandants of troops, batteries, and companies, within five days thereafter.—(Under Circular, November 19th, 1869, Division Head-quarters.)

13th.—A return of all Officers absent from any parade, drill, encampment, or meeting for instruction, to the next superior in command, by the Commandants of troops, batteries and companies, annually, on or before the 5th day of January.—Sec. 235, M. C.

14th.—A report of members liable to be dropped, to the next superior in command, by the Commandants of troops, batteries and companies, at least three weeks before the annual muster.—Par. VI, General Orders No. 18, General Head-quarters, Series 1868.

IV.—Commanding Officers are enjoined to be prompt in the rendition of the above returns.

By order of Major-General ALEXANDER SHALER,

WM. H. CHESEBROUGH,

Colonel, Ass't Adj-Gen'l and Chief of Staff.

Official :

Captain and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Sept. 20th, 1870.

Circular.
No. 8.

I.—The following letter from the Chief of Ordnance S. N. Y., is published for the information of this command, and the requests therein contained will be strictly complied with :

STATE OF NEW YORK,
HEADQUARTERS ORDNANCE DEPARTMENT.

New York, Sept. 17, 1870.

Major-General ALEXANDER SHALER,
Commanding First Division N. G.
GENERAL :

During the summer the Drill room of the State Arsenal, 7th Avenue, has been put in good order, and is now ready for the use of the National Guard of this City. Three hundred muskets will be at all times ready for their use ; and, for the convenience of the Armorer, I have to request that they will be left in stacks at the close of the drill. A set of colors and guidons will be also kept for Battalion drills.

I respectfully request that you will direct such military organizations of your Division as may use the drill room, to post two sentinels at the main entrance, to protect the large gas meter, exclude boys and maintain order. I wish it to be understood also, that I do not permit any of the employees of the Arsenal to receive donations for lighting the gas or attending to the room.

I have the honor to be very respectfully,

Your obedient servant,

WM. H. MORRIS,
Chief of Ordnance S. N. Y.

II.—Commanding Officers of Regiments and Battalions will forward to these Head-Quarters, immediately after their issue, all orders for drills and parades of their respective commands, until further orders.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,
Colonel, Ass't Adj.-Gen'l and Chief of Staff.

NEW YORK, Oct. 21st, 1870.

*Circular.**No. 9.*

The following instructions are published for the information and government of the troops upon the occasion of the Review ordered for the 28th instant:

The Division will be formed for review in two lines—the Infantry in battalion columns, by division, right in front, at half distance. The Cavalry on the right and the Artillery on the left.

Commandants of Brigades, Regiments and Batteries, will conform strictly to the provisions of Form 3, Article 2, Appendix II., and also of Paragraphs 9, 10, 11, 12, General Rules, Upton's Tactics.

The Regimental Bands, with the exception of the one at the head of column, will not commence to play until within fifty paces of the reviewing officer. This point will be designated by a flag.

In passing the reviewing officer, the music of the rear regiments of each Brigade will cease to play so soon as it has given the ruffles for the colors of the rear battalion.

On the arrival of the Commander-in-Chief upon the ground, a salute of twenty-one guns will be fired by Battery "B," Artillery, the Commanding Officer of which will see that his command is provided with the requisite ammunition.

A detail, of two Commissioned Officers and forty men, will be made by the Commanding Officer of the First Brigade immediately upon the arrival of his Command upon the ground, to act as a "provost guard," and prevent straggling from the field.

The Division Staff will assemble at the residence of the General Commanding at 8 o'clock, A. M.

The detail of orderlies, for Division Head-Quarters, will report at the same time and place. Those for the several Brigade Head-Quarters will report at such time and place as the Commanding Officers may direct.

In accordance with Paragraph 534, General Regulations, the General and Field Officers, Division Staff, Chiefs of Staff and Brigade Inspectors, will meet for theoretic instruction, at these Head-Quarters, No. 127 Mercer Street, on WEDNESDAY EVENING, 26th instant, at half-past 8 o'clock, P. M. The Division Staff will assemble at the same place one hour earlier.

The attention of Brigade Commanders is called to Circular of November 19, 1869, from these Head-Quarters. The reports therein referred to will, hereafter, be furnished within the time specified.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, January 4th, 1871.

GENERAL ORDERS, }
No. 1. }

The following appointment is announced on the Staff of the Major-General Commanding:

JOHN FOWLER, Jr., (late Colonel, A. A. G. and Chief of Staff, 1st Division, N. G. S. N. Y.,) to be Ordnance Officer, with the rank of Lieutenant-Colonel, *vice* DONALDSON, resigned.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

OFFICIAL:

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, January 25, 1871.

GENERAL ORDERS. }
No. 2. }

Pursuant to the provisions of Section 235 of the Military Code, a Court Martial is hereby ordered to pass upon the delinquencies of Officers "absent from any parade, encampment, drill, or meeting for instruction," during the year 1870, held pursuant to Division Orders.

DETAIL FOR THE COURT:

Brigadier-General J. M. VARIAN, commanding 3d Brigade.
Colonel JOHN WARD, commanding 12th Regiment Infantry.
Lieut-Colonel FREDERICK UNBEKANNT, 11th Regiment Infantry.

The Court will assemble at the Armory of the 7th Regiment Infantry, on WEDNESDAY EVENING, March 1st next, at 8 o'clock.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

OFFICIAL:

..... and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, February 7, 1871.

GENERAL ORDERS, }
No. 3. }

It has been brought to the attention of the Major-General Commanding, that persons, other than those allowed by law, have been appointed upon the Staffs of some Regimental Commanders under the title of "Honorary Staff Officers," for the purpose of parading with the Commands to which they have been thus improperly attached, as if they were legally commissioned Officers of the National Guard. Such appointments are entirely illegal, and the practice establishes such a bad precedent, is so subversive of discipline, and so liable to detract from the proper respect due to Officers legally commissioned, that it is deemed necessary to formally prohibit it. It is hereby ordered, therefore, that no person who is not commissioned according to law, will be allowed to wear the uniform of an Officer, or to parade as such, with any Command in this Division. Section 14, of Article III, Military Code, prescribes the number and rank of Regimental Staff Officers, and Article IV, those that are attached to Brigades and Divisions.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

OFFICIAL:

and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 26, 1871.

GENERAL ORDERS. }
No. 4. }

I.—The death of Brigadier-General LOUIS BURGER, Commander of the Second Brigade, is announced with sentiments of profound regret. His burial will take place on Sunday, the 28th instant, from 103 Pineapple Street, Brooklyn.

II.—The following organizations will perform escort duty on this occasion, and will report to Brigadier-General J. M. VARIAS, who is hereby detailed to command the escort, at 1:30 P. M., at the corner of Fulton and Clinton Streets, Brooklyn:

5th Regiment Infantry.
Separate Troop Cavalry (Captain KARL KLEIN).
One Section of Battery "K" Artillery.

III.—The Officers of the Division are invited to attend the funeral in full uniform, with the usual badge of mourning on the left arm. The Division Staff will assemble (mounted) at No. 11 West 13th Street, at 1, P. M.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,
Colonel, Ass't Adj.-Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 16, 1871.

GENERAL ORDERS, }
No. 5. }

I.—This Division will celebrate the 95th Anniversary of our National Independence on the 4th day of July next, by parading and passing in review before His Honor the Mayor.

II.—The troops will be formed in close column of Companies, right in front, head of each column resting on Bowery, as follows:

Separate Troop Cavalry, on 5th Street, east of Bowery.

First Brigade, on 4th Street, east of Bowery.

Batteries "C" and "G," on 4th Street, west of Bowery.

Second Brigade, on 3d Street.

Batteries "B" and "K," on Great Jones Street.

Third Brigade, on 2d Street.

The Cavalry will be formed and paraded in the rear of the Infantry of each Brigade.

III.—The Commanding Officers of the above organizations will report to the Chief of Staff, at the Junction of Third and Fourth Avenues, as soon as their commands are formed.

IV.—The column will march at 7 o'clock, A. M., the Separate Troop of Cavalry leading, the other organizations following, at proper intervals, in the order named in Paragraph II.

V.—The line of march will be down Bowery to Canal Street, through Canal Street to Broadway, up Broadway to Waverley Place, through Waverley Place to Fifth Avenue, up Fifth Avenue to 14th Street, through 14th Street to Sixth Avenue, up Sixth Avenue to 34th Street, through 34th Street to Fifth Avenue, and down Fifth Avenue to Worth Monument, where the column will pass in review before His Honor the Mayor of the City, who will be accompanied by the members of the Common Council and Heads of Departments. The troops will be dismissed immediately thereafter.

VI.—The Streets and Avenues above named, from curb to curb, are designated as the Division parade-ground for the day.

VII.—The Commandant of Battery "C" will fire a National Salute on the Battery at meridian.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,
Colonel, Ass't Adj.-Gen'l and Chief of Staff.

OFFICIAL:

..... and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 19, 1871.

GENERAL ORDERS, } No. 6. }

A review of the proceedings of a Court-Martial, appointed under the provisions of Section 235, Military Code, by General Orders No. 2, from these Head-Quarters, for the purpose of passing upon delinquencies of Officers at parades, &c., held in pursuance of orders from Division Head-Quarters, discovers irregularities which should be corrected, as much for the purpose of establishing correct rules of action for any similar court that may hereafter be ordered, as to insure exact justice to those returned as delinquents to the existing court.

Among the rules which seem to have governed the court, in passing judgment upon the various cases, all of them for absences from parades, drills, or meetings, are three, notably unsound. They are as follows:

FIRST.—An officer who testified to not having received a notice was excused.

SECOND.—An officer who furnished the court with evidence that his superior officer had excused him, was excusable.

THIRD.—An officer engaged in the discharge of the duties of his office was excusable.

Whenever these rules alone have governed the Court in its decisions, the Division Commander has felt constrained to disapprove of the proceedings.

In the class of cases first referred to, viz: those officers who testified to not having received notices, the Court should have required positive evidence that the failure to receive the notices was not due to the neglect of the warning officer. The provision of the law, defining what constitutes a legal notice and how it shall be served, is very explicit and the Court had a right to presume upon a correct discharge of the warning officers' duties in the absence of proof to the contrary. The proceedings, therefore, in the cases of Lieut. KLEISCH, 6th Regiment, absent from parade Sept. 30, 1870, Capt. LEMOYNE and Lieut. WRIGHT and Lieut. CONE, of Battery "G," absent from Artillery Officers' drill, Nov. 11, 1870, and Major BROWN, 22d Regiment, and Major DORAN, 69th Regiment, absent from meeting for instruction at Division Head-Quarters, October 26, 1870, so far as the same relates to the absences referred to, are disapproved.

In the class of cases next referred to, viz: those officers who furnished evidence that their superior officers had excused them, the Court should have remembered that the law plainly prescribes in Section 235, Military Code, that excuses for absence from "any parade, drill, or meeting for improvement," held in pursuance of orders from Division Head-Quarters, shall be made to a Court-martial to be appointed for the purpose, and, therefore, it is not in the power of any subordinate authority, either before or after the parade, etc., to relieve an officer or soldier from his obligations under that order. Were it otherwise, the requirements of the law in the matter of parades, etc., might be evaded and its provisions neutralized to a damaging extent. If a General may excuse one of his Field or Staff Officers, he may all. If a Captain may excuse one of his subaltern Officers, he may all. The law does not contemplate any such liberties. When a Commanding Officer issues an order for one of the "parades, encampments, drills, or meetings," which the law requires shall be made, every officer and soldier in the command must attend or submit his excuse to the only legal authority recognized, viz.: the Court appointed for the purpose. The Commanding Officer himself is not authorized by law to assume the power of excusing in

such cases. The proceedings, therefore, in the cases of Captain TATE, 22d Regiment, and Lieutenant DUBOIS, 55th Regiment, absent from parade July 4th, 1870, Surgeon NEALIS, 69th Regiment, and Lieutenant LINDSAY, 79th Battalion, absent from parade September 30th, 1870, Captain BRENNAN, 69th Regiment, and Lieutenant KELLY, 69th Regiment, absent from parade (no date given by the Court), and Lieutenant EAGLESON, 84th Regiment, absent from parade October 28th, 1870, so far as the same relate to the absences referred to, are disapproved.

In the class of cases alluded to in the third instance, viz.: those officers engaged in the discharge of the duties of their respective offices, there appeared no evidence that they were thus engaged at that particular time by orders from the same or higher authority than that which ordered the meeting for improvement, which would have furnished the only justification for their absence. There is an old and simple rule which every military man should remember, that where a conflict of orders (apparent or real) exists, those issued from the highest Head-Quarters first, and next, the latest issued from the same Head-Quarters, takes precedence and must be obeyed. It is true that in the cases of Colonel SCOTT, and Major APPLETON, of the 8th Regiment, the order for the inspection of the Regiment was issued but one day after the date of the Division Order, and perhaps before its receipt at Brigade Head-Quarters, and that some inconvenience might have resulted to a large number of officers and men in changing the evening of inspection, but that furnishes no legal excuse for disregarding the Division Order nor does the Court suggest this or any other reason for excusing the parties named, except the bare fact that they were occupied in the discharge of other military duties. In the case of Lieutenant-Colonel MADDEN, 1st Cavalry, still less reason for excusing existed, since the Court might have learned that the inspection of the Cavalry was ordered for two o'clock in the afternoon, while the order for the meeting was eight o'clock in the evening. The proceedings, therefore, in the cases of Major GILON, 1st Brigade Staff, Lieutenant-Colonel WEBSTER, 1st Regiment, Colonel SCOTT, 8th Regiment, Major APPLETON, 8th Regiment, Colonel WENTWORTH, 3d Brigade Staff, Lieutenant-Colonel SEWARD, 3d Brigade Staff, and Lieutenant-Colonel MADDEN, 1st Cavalry, absent from meeting for instruction at Division Head-Quarters, October 26th, 1870, and Major GILON, 1st Brigade Staff, absent from parade September 30th, 1870, so far as the same relate to the absences referred to, are disapproved.

In prescribing the amount of fines which may be imposed upon enlisted men for absence from parades, etc., the law (see par. 2, Sec. 207, M. C.) very wisely makes a marked distinction between the members of a troop parading mounted, and others. It is believed that the application, on the part of Courts appointed to pass upon the delinquencies of officers at parades, etc., of the principle herein established, would be eminently just and proper and have a salutary effect. The expense of parading is so much greater to mounted officers than to foot officers, that if the amount imposed by this Court upon mounted officers should become a standard one, there would be great economy in their absenting themselves and paying the fines. It is well therefore, while excessive and burdensome fines should not be imposed except in aggravated cases, that those inflicted upon mounted officers should, as a rule, exceed those imposed upon foot officers, and that they should be rather more than less than the amount of outlay required to make a parade. In a few instances the same officers were returned for absence from a legal parade which required them to be mounted nearly a whole day, and for occasional absence from a series of evening drills or meetings. The Court, in determining the penalties, should have discriminated between the two classes of delinquencies and imposed for each a proportionate fine. That fixed upon by the Court for absence from the evening drills and meetings as compared with the full dress day parades is regarded as greatly in excess, and therefore the proceedings in the cases of Lieutenant COXE, Battery "G," and Lieutenant KASSCHAN, Battery "B," absent from Artillery Officers' drill, December 30th, 1870, so far as the same pertain to the imposition of the fines for absence from the Artillery Officers' drill above designated, are disapproved, and their cases are respectively mitigated by a reduction from five dollars for each unexcused absence to two (2) dollars for each unexcused absence.

The fines imposed upon the Officers of the 1st Division Staff for absence from a series of weekly evening meetings are extremely excessive but the proceedings in their cases are confirmed.

In the cases of Lieutenant HUGGINS, 22d Regiment, absent from parade October 28th, and Lieutenant LEDIARD, 8th Regiment, absent from parade July 4th, both out of the city on business at the dates named, Captain VAN SCHAICK, 22d Regiment, absent from parades September 30th, and October 28th, and Lieutenant BRIGGS, 22d Regiment, absent from parade September 30th, all of whom pleaded business as an excuse, the Court accepted the plea as sufficient, while in the cases of Captain BARKER, 8th Regiment, and nine other officers returned for absence from various parades, drills, and meetings, the plea was refused and the delinquents were fined. Absence from the city on business, in exceptional cases only, should be allowed as a sufficient excuse. Unless it is clearly shown that the service of the notice was not made before the day of the delinquent's departure from the city, the excuse of absence should be regarded as insufficient. The proceedings do not show any material difference between the cases cited, and the reviewing officer, being unable to discover the influences which actuated the Court to impose penalties in the cases of Captain BARKER, and others, and not in the cases first named, feels constrained to disapprove the proceedings of the Court so far as the same pertain to the cases of Lieutenant HUGGINS, 22d Regiment, Lieutenant LEDIARD, 8th Regiment, Captain VAN SCHAICK, 22d Regiment, and Lieutenant BRIGGS, returned for absences for the parades before named.

The proceedings in the case of Commissaries CHARLES E. SCHADE, 71st Regiment, JOHN COONAN, 69th Regiment, JOHN B. MORSS, 12th Regiment, and GEORGE AERY, 1st Cavalry, are disapproved, these officers having no legal existence as Commissaries, are not amenable to a Military Court and should not have been returned for delinquencies. The reference of their cases to the Court by these Head-Quarters was an oversight.

In the case of Surgeon BUTTLES, 71st Regiment, absent from parades July 4th, and September 30th, the record does not state what was the nature of the excuse offered, but that it was satisfactory to the Court, and he was excused. It is necessary for a full understanding by the reviewing officer of each case, that the excuse offered should be fully written out in the proceedings, and as it was so written in all the other cases, it is presumed to have been an oversight on the part of the Judge Advocate in writing up the proceedings. The omission however is not of sufficient importance to affect the final action of the Court, and the proceedings in this case will therefore stand approved.

In a number of cases the Court excused officers returned for absences from parades upon the bare statement that they were not absent. This direct conflict between the officer making the return and the officer returned should have suggested to the Court the propriety of obtaining additional evidence, in order not only that exact justice should be secured to the accused, but that the officers making erroneous returns might be informed, and thereby guarded against making similar errors in future returns.

The proceedings, in all cases not herein referred to and disapproved, are confirmed.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

OFFICIAL:

..... and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, October 12, 1871.

GENERAL ORDERS, }
No. 7. }

I.—The Infantry organizations of this Division will parade on the occasion of the Reception of His Imperial Highness, ALEXIS, Grand Duke of Russia.

II.—The order, date, and hour of formation will be announced in further orders, published in the Daily Newspapers, as soon as the time of the arrival of His Imperial Highness has been definitely determined.

III.—In accordance with Paragraph 534, General Regulations, all General and Field Officers, Division Staff, Chiefs of Staff, and Inspectors of Brigades, will meet for theoretical instruction at these Head Quarters, 127 Mercer St., on TUESDAY, 17th instant, at 8 o'clock, P. M.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

OFFICIAL:

and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, October 17th, 1871.

GENERAL ORDERS, }
No. 8. }

A General Court-Martial is hereby appointed, to convene at Head-Quarters of the Second Brigade, Irving Hall, on the Second day of November, 1871, at Eight o'clock, P. M., for the trial of Lieutenant-Colonel FREDERICK UNBEKANT, 11th Regiment, 2d Brigade, 1st Division, N. G. S. N. Y., and such other persons as may be brought before it.

DETAIL FOR THE COURT.

Brigadier-General WILLIAM G. WARD, 1st Brigade.

Colonel W. B. ALLEN, 55th Regiment.

Colonel F. W. STERRY, 6th Regiment.

Major GEO. R. SCHIEFFELIN, 1st Brigade Staff.

Judge Advocate.

The Court will sit without regard to hours.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, A. A. G. and Chief of Staff.

Official :

.....
..... and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Oct 17., 1871.

GENERAL ORDERS, {
No. 9. }

The following appointments are announced on the Staff of the Major-General commanding :

JAMES R. O'BEIRNE, (formerly Brevet Brigadier-General, U. S. Vols.) to be Quarter-Master, with the rank of Lieutenant-Colonel, from date, *vice* McCLURE. resigned.

FRANK WRISLEY, to be Commissary of Subsistence, with the rank of Lieutenant-Colonel, from date, *vice* VILMAR, elected to the Colonelcy of the 11th Regiment, Infantry.

They will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,
Colonel, Ass't Adj-Gen'l and Chief of Staff.

OFFICIAL :

.....
.....
..... and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Nov. 4th, 1871.

GENERAL ORDERS, ()
No. 10.

In pursuance of a demand this day received from the police authorities of this city, the division will hold itself in readiness for service on Tuesday next, the 7th instant.

The following named Regiments will assemble at their respective Armories, at 6 A. M., on the 7th inst., with the new repeating Rifles, and equipped for active service, with forty rounds of ammunition, and await orders from these Head-Quarters:

7th Regiment,	COL. E. CLARK, Commanding.
12th "	COL. J. WARD, Commanding.
22d "	COL. J. PORTER, Commanding.
71st "	COL. H. ROCKAFELLER, Commanding.

As the officers and men of the above named Regiments assemble, they will be formed and kept within the Armories.

The attention of the officers and men of the other organizations of the Division, is called to the Provisions of General Orders No. 12, Series of 1870.

The Division Staff will report at these Head-Quarters at 6 o'clock A. M.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, A. A. G. & Chief of Staff.

OFFICIAL;

Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Nov. 8th, 1871.

GENERAL ORDERS, *t*
No. 11. *)*

The place of Assembly of the General Court-Martial appointed in General Orders, No. 8, Current Series, from these Head-Quarters, is hereby changed from Head-Quarters of the Second Brigade, Irving Hall, to the Armory of the Sixth Regiment, East 14th Street, between Irving Place and 3d Avenue.

By order of Major-General ALEXANDER SHALER.

WM. H. CHIESEBROUGH,

Colonel, A. A. G. & Chief of Staff.

OFFICIAL;

and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Nov. 8th, 1871.

GENERAL ORDERS, {
No. 12. }

Charges of "Conduct unbecoming an Officer and a Gentleman," and of "Disrespect to his superior Officer," having been preferred on the relation of Lieutenant-Colonel William Seward, Jr., A. A. G. and Chief of Staff of the Third Brigade, against Colonel Frederick A. Conkling, Commanding the 84th Regiment, 21 Brigade, and forwarded to these Head-Quarters, the Division Commander, after a full and careful consideration of the case, and of all the circumstances connected therewith, has concluded that the interests of the service would not be promoted by the arrest of the accused and the reference of the case to a court-martial. The specifications furnished to sustain the above charges, embrace one act, in effect as follows, viz: that at a meeting for instruction of certain officers of the Division, held in pursuance of orders from Division Head-Quarters, the accused did "announce and declare, that, if the 84th Regiment should be called out on another such occasion, (referring to the occasion of the riot in the City of New York, on the 12th day of July, 1871,) they would object to serve under the officer who was in command of the escort of which they formed a part, and would desire that some other General be selected to Command, or words to that effect, referring to and naming Brigadier-General J. M. Varian, commanding Third Brigade," "with the intent to degrade said Brigadier-General J. M. Varian, before his superior and inferior officers."

The presence of the Division Commander at the time the language was used, removes the necessity of referring the case to a court of inquiry, to obtain a relation of all the facts connected with the offence. The words uttered by the accused were not only offensive to the officer alluded to, but must have shocked the feelings of every Officer present not sharing with the accused in his opinion of General Varian's qualifications. An officer is accountable for his conduct to his superiors only; and no greater mistake can be made than to assume the right to criticise the acts of a superior, unless it be to openly act upon the assumption, as in this case, and express in the presence of brother officers, a reflection upon the conduct of a superior in rank, whose acts have already received the approval of *his* superior officer. Without any avowal of the intention of the accused, it is assumed that the words were uttered without reflection and without considering the effect they would produce, or the breach of military propriety contained in them. It is deemed therefore best, in the interests of the service, while reproofing this act in the strongest terms, to dispose of the case in this manner, rather than submit it to the tedious and expensive forms of a court-martial, which would result in the main to criminations and recriminations. For all grievances and injuries sustained by an officer, the law and regulations furnish means of redress, and it is not only undignified, but is extremely damaging and demoralizing to the organization for officers, to indulge in expressions at any time calculated to irritate and offend each other. Their intercourse should be characterized by a spirit of kindness and generosity, and if officers of high rank would set the example, officers of lower rank would hesitate to destroy the harmony of their commands by indulging in offensive personalities.

The course pursued by General Varian, after being advised by the Division Commander of the impropriety of replying to the offensive remarks of Colonel Conkling, in seizing the earliest moment after the dismissal of the meeting, to appeal to the officers present, and invite a comparison between his own conduct and that of Colonel Conkling on the occasion referred to, was improper. It is natural enough for an officer, upon receiving an injury from another, to vindicate himself promptly, but Colonel Conkling's offence was a military one, and should have been treated as such. General Varian's final appeal to a military court, was greatly weakened by his having followed Colonel Conkling's example.

It is hoped that this case will result in bringing all the officers of the Division to a fuller realization of the courtesies due to each other.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, A. A. G. & Chief of Staff.

OFFICIAL;

and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 19th, 1871.

GENERAL ORDERS, 1
No. 13. 1

The troops ordered to parade on the Reception of His Imperial Highness, GRAND DUKE ALEXIS, of Russia, will be formed in line at 1.30 P. M., on the 20th inst.

The landing of His Imperial Highness and *suite* is expected to take place at 2 P. M.

By order of Major-General ALEXANDER SHALER,

WM. H. CHESEBROUGH,

Colonel, Ass't Adj-Gen'l and Chief of Staff.

Official :

.....
and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Dec. 19th, 1871.

GENERAL ORDERS, / No. 14. /

I. At a general court-martial which convened at Head-Quarters of the Second Brigade, Irving Hall, city of New York, pursuant to General Orders, No. 8, C. S. from these Head-Quarters, and of which Brigadier-General Wm. G. Ward, First Brigade, is President, was arraigned and tried, Lieutenant-Colonel Frederick Unbekant, Eleventh Regiment, Second Brigade, First Division, N. G. S. N. Y., on the following Charges and Specifications:

CHARGE I.—*Disobedience of Orders.*

SPECIFICATION FIRST.—In this, that he, the said Lieutenant-Colonel Frederick Unbekant, commanding Eleventh Regiment, Second Brigade, First Division, N. G. S. N. Y., being in command of said Regiment, and being ordered by Brigadier-General Augustus Funk commanding Second Brigade, First Division, N. G. S. N. Y., by General Orders, No. 10, from said Head-Quarters to transmit one copy of the Muster Rolls of each company of his command to Major W. C. Dickel, Brigade Inspector, on or before the 28th day of September, 1871, and four copies to the Brigade Inspector one week before the time appointed for inspection, did refuse to obey, and did disobey the said orders so given by said Brigadier-General Augustus Funk, as aforesaid.

SPECIFICATION SECOND.—In this, that he, the said Lieutenant-Colonel Frederick Unbekant, commanding the aforesaid Regiment, being in command of said Regiment, and being ordered by Brigadier-General Augustus Funk, commanding the aforesaid Brigade, by General Orders, No. 10, from said Head-Quarters, to furnish said Head-Quarters with a complete roster of the Field, Staff, and Company Officers of his command, on or before the 1st day of October, 1871, did refuse to obey, and did disobey the said orders so given by said Brigadier-General Augustus Funk, as aforesaid.

CHARGE II.—*Disrespect to his Superior Officers.*

SPECIFICATION FIRST.—In this, that he, the said Lieutenant-Colonel Frederick Unbekant, commanding Eleventh Regiment, N. G. S. N. Y., did, on the evening of Friday, September 29th, 1871, in a public bar-room in the City of New York, before citizens and others, use language of great disrespect, and unbecoming an officer, towards his superior and commanding officer, to wit, "General Shaler is not fitted or competent to command a Regiment, or march a Regiment around a corner," or words to that effect, and other remarks of like improper nature.

SPECIFICATION SECOND.—In this, that he, the said Lieutenant-Colonel Frederick Unbekant, commanding the aforesaid Regiment, did, on the evening of Friday, September 29th, 1871, in a public bar-room in the City of New York, before citizens and others, say "General Funk, (meaning his superior and commanding officer,) is a liar."

SPECIFICATION THIRD.—In this, that he, the said Lieutenant Colonel Unbekant, commanding the aforesaid Regiment, did, when asked for a receipt, for a special order from the Head-Quarters aforesaid, on or about September 30th, 1871, throw his pen upon the floor, and in low and contemptuous language, say, "I have no time to bother with this, I have my business to attend to," or words to that effect.

SPECIFICATION FOURTH.—In this, that he, the said Lieutenant-Colonel Frederick Unbekant, commanding the aforesaid Regiment, did, on or about the 26th day of August, 1871, transmit his tender of resignation to the Head-Quarters of the Second Brigade, First Division, N. G. S. N. Y., without submitting it to his commanding officer, Brigadier-General Augustus Funk, at that time commanding Eleventh Regiment, N. G. S. N. Y.

CHARGE III.—*Conduct prejudicial to good order and discipline.*

SPECIFICATION FIRST.—In this, that he, the said Lieutenant-Colonel Frederick Unbekant, commanding the aforesaid Regiment, did on or about August 26th, 1871, transmit his tender of resignation to the Head-Quarters of the Second Brigade, N. G. S. N. Y., with a certificate of non-indebtedness from the Commissary-General of Ordnance, which had been used a year prior and then withdrawn.

SPECIFICATION SECOND.—In this, that he, the said Lieutenant-Colonel Frederick Unbekant, commanding the aforesaid Regiment, did, on or about August 26th, 1871, transmit his tender of resignation, with altered dates, to the Head-Quarters of Second Brigade, N. G. S. N. Y., said resignation having been used, and transmitted to the aforesaid Head-Quarters, and withdrawn a year previous.

To which charges and specifications the accused pleaded as follows:

To the first specification, first charge—"Not guilty."

To the second specification, first charge—"Not guilty."

To the first charge—"Not guilty."

To the first specification, second charge—"Demurs."

To the second specification, second charge—"Demurs."

To the third specification, second charge—"Demurs."

To the fourth specification, second charge—"Demurs."

To the second charge—"Not guilty."

To the first specification, third charge—"Not guilty."

To the second specification, third charge—"Not guilty."

To the third charge—"Not guilty."

FINDINGS OF THE COURT.

Of the first specification, 1st charge—"Guilty," except as to the words "did refuse to obey," and of these words "Not guilty." The court, however, attach no criminality to the disobedience, it appearing that the accused attempted to comply with the order, but was hindered by the imperfect condition of the records of the regiment, for which he, having but recently come into command, should not be held accountable.

Of the second specification, first charge—"Guilty," except as to the words "did refuse to obey," and of these words—"Not guilty."

Of the first charge—"Guilty."

Of the first specification, second charge—"Not guilty."

Of the second specification, second charge—"Not guilty."

Of the third specification, second charge—"Not guilty."

Of the fourth specification, second charge—"Not guilty."

Of the second charge—"Not guilty."

Of the first specification, third charge—"Not guilty."

Of the second specification, third charge—"Not guilty."

Of the third charge—"Not guilty."

SENTENCE.

The court does therefore sentence him, the said Lieutenant-Colonel Frederick Unbekant, Eleventh Regiment, Second Brigade, First Division of the National Guard of the State of New York—"To be reprimanded in General Orders by the publication of this sentence."

II. The proceedings in the foregoing case are approved, and the sentence is hereby confirmed.

III. Lieutenant-Colonel Frederick Unbekant, Eleventh Regiment Second Brigade, is hereby released from arrest, and ordered to report for duty.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, A. A. G. & Chief of Staff.

OFFICIAL;

and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 22, 1871.

Circular No. 1.

The following invitation, received at these Head-Quarters to-day, is promulgated to this command:

“HEAD-QUARTERS MEMORIAL EXECUTIVE COMMITTEE
“GRAND ARMY OF THE REPUBLIC,
“Union Square and 14th Street,
“NEW YORK May 22, 1871.

“Major-Gen'l ALEXANDER SHALER,
„ Commanding First Division, N. G. S. N. Y.

“Sir,

“At a meeting of the General Committee of the G. A. R.
“held at No. 23 Third Avenue on Saturday, May 20th, it was unanimously
“resolved, that an invitation be extended to you and your command to
“parade and participate with us, on the 30th instant, in our annual tribute
“to the ‘Nation's Dead.’

“I have the honor to remain

“Very respectfully, your obdt serv't.

(Signed)

“FRANK M. CLARK, Secretary.”

Such organizations as desire to participate in the exercises of that day will report to FRANK M. CLARK, Secretary of the General and Executive Committees, as early as practicable.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 16, 1871.

Circular No. 2.

The following instructions are published for the guidance of the troops upon the parade ordered for the 4th of July next:

In passing in review, Regimental Commanders will cause at least three additional drummers, or trumpeters, to wheel out of the column with their bands, to beat the ruffles or sound the trumpet flourishes for a Major-General, when the colors are drooped.

The Regimental bands, with the exception of that at the head of the Division column, will not commence to play until with fifty paces of the reviewing officer.

Attention is called to Paragraph 9, Form 2, Article Third, Appendix II., UPTON'S Tactics, as follows: "As the troops are passing the reviewing officer, the music of each Brigade will cease to play as soon as it has given the ruffles for the colors of the rear battalion. Then the music of the succeeding brigade will commence to play, and conform to the above."

The details of mounted orderlies for Brigade Head-Quarters, will not exceed the number prescribed in General Orders No. 6, dated Head-Quarters First Division, July 1, 1869.

The Division Staff will assemble, mounted and in full uniform, at No. 9 West 13th Street, at 6.30 o'clock, A. M.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

OFFICIAL:

and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, July 31st, 1871.

Circular No. 3.

The following communication, received at these Head-quarters to-day, is promulgated to this command :

“ CREEMORE, Ontario, July 26th, 1871.

“ SIR :

“ I hereby transmit a copy of a resolution passed at a District Meeting held on Saturday, the 22d instant, by the District Lodge of Nottawasaga, comprising six different private Lodges :

“ Moved by Bro. ALEX. MCKEE, Dep't Master of 704, and seconded by Bro. WM. YOUNG, Treasurer of 651, and *Resolved*, That we tender our heartfelt sympathy to the sorrowing relatives of the brave officers and private soldiers who fell while defending the laws of their country ; while we deplore their death and offer such consolation as we can to those to whom their death is a sore bereavement, it must be a great consolation to know that they fell at the post of duty, fighting to uphold the rights of the people, and to vindicate the majesty of the law.

“ You will please accept this as an acknowledgment of our respect and esteem for the valuable services of the Military of New York in protecting our brethren of that city on the 12th instant, and greatly oblige by communicating the spirit of the above resolution to those entitled thereto.

“ I have the honor to be your obedient servant,

“ S. C. McMANUS, M. D.,

“ District Master of Nottawasaga,

“ Gen'l SHALER, New York.

Ontario, Dominion of Canada.”

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, Ass't Adj.-Gen'l and Chief of Staff.

OFFICIAL:

.....

..... and A. D. C.

Circular No. 4.

The organizations of this Division designated in General Orders No. 7, C. S., and the troops from Brooklyn and Newark, who have intimated a desire to take part in the reception of His Imperial Highness, GRAND DUKE ALEXIS, of Russia, will be formed on the day and at the hour to be hereafter announced in the daily papers, in a deployed line on the south side of Battery Place, and the East side of Broadway, the left resting on West Street, in the following order, viz.:

1st Brigade, 1st Division, Brigadier-General Ward, Commanding.

2d Division, Major-General Woodward, Commanding.

2d Brigade, 1st Division, Brigadier-General Funk, Commanding.

New Jersey Brigade, Brigadier-General Plume, Commanding.

1st Division, 3d Brigade, Brigadier-General Varian, Commanding.

As soon as the line is formed, two men from each company will be posted in their respective fronts, to ensure the unobstructed use of the carriage-way, from curb to curb. As the GRAND DUKE approaches, these sentinels will face inward and salute without orders.

The Commanding Officers of the 1st, 2d, and 3d Brigades, 1st Division, will each detail one Regiment from their respective Brigades, to serve as an escort to His Imperial Highness and *suite*. The Commanding Officers of the Regiments on this detail, will report to Brigadier-General Ward, Commanding 1st Brigade, who is hereby assigned to the Command also of the Escort—These Regiments will be formed and posted as follows, viz: One Regiment in line of battle on the East side of Broadway, its left resting on the right of the general line—one Regiment in line of battle on the West side of Broadway, its left opposite the right of the Regiment just located—and one Regiment in open column of Companies right in front, the rear of the column a little in advance of the flanks of the two Regiments in line last named. The music of these two Regiments in line, will take post in the rear of the Regiment in column, and on the march will play alternately.

The Grand Duke and *suite* will land at Pier 1, N. R. As he moves along the line, each Regiment will in turn pay him the compliments due to a Major-General, remain at present arms, until the rear carriage has passed, then break into column of Companies and join the Rear of the moving column. When the leading carriage reaches the right of the line, the two Regiments of the Escort, in line after saluting, will break into columns of fours, and the whole Escort move forward under the orders of the General of the 1st Brigade. The two Regiments on the flanks, marching in columns of fours, will keep the heads of their columns abreast of the leading horses of the foremost carriage, and so open or close their columns as to keep the rear close to the Regiment in rear of the carriages, which Regiment forms a part of the escort. The Colonels of the two flank Regiments with their Staffs, will march in one line just ahead of their respective columns.

The line of march will be up Broadway to 14th Street and 4th Avenue to the Clarendon Hotel at 18th Street; upon arriving at the Hotel, His Imperial Highness will receive a marching salute, the bands remaining in column, and the troops will immediately thereafter be dismissed. After saluting, General Officers and their Staffs will wheel out of the column.

The Division Staff will assemble at No. 9 West 13th Street, one hour earlier than the hour published in the Daily Newspapers as the time of assembly.

By order of Major-General ALEXANDER SHALER.

WM. H. CHIESEBROUGH,

Colonel, A. A. G. & Chief of Staff.

OFFICIAL;

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Jan. 25th, 1872.

GENERAL ORDERS,
No. 1.

Pursuant to the provisions of Section 235 of the Military Code, a Court Martial is hereby ordered to pass upon the delinquencies of Officers "absent from any parade, encampment, drill, or meeting for instruction," during the year 1871, held pursuant to Division Orders.

DETAIL FOR THE COURT:

Brigadier-General WM. G. WARD, commanding 1st Brigade.
Colonel John H. BUDKE, commanding 3d Regiment Cavalry.
Lieut-Colonel CHARLES R. BRAINE, commanding 9th Regiment Inf.

The Court will assemble at the Armory of the 22d Regiment Infantry, on WEDNESDAY EVENING, March 6th next, at 8 o'clock.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel A. A. G. & Chief of Staff.

OFFICIAL:

Captain and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Feb. 17th, 1872.

GENERAL ORDERS, {
No. 2. }

I. The time of assembly of the court-martial directed in General Orders, No. 1. C. S. to pass upon the delinquencies of officers "absent from any parade, encampment, drill, or meeting for instruction," during the year 1871, held pursuant to Division Orders, is hereby postponed to Wednesday Evening, March 27th, next, at 8 o'clock.

II. Major George Moore Smith, 7th Regiment, 3d Brigade, is hereby detailed as junior member of the court, vice Lieutenant-Colonel C. R. Braine, 9th Regiment, 3d Brigade.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel A. A. G. & Chief of Staff.

OFFICIAL:

Captain and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, April 29th, 1872.

GENERAL ORDERS, } No. 3. }

In reviewing the proceedings of a Court-Martial, appointed in compliance with the provisions of Section 235, Military Code, by General Orders No. 1, C. S., as amended by General Orders No. 2, C. S., from these Head-Quarters, to pass upon the delinquencies of officers, absent from parades, etc., held pursuant to Division Orders, during the year 1871, the commanding General finds it necessary to direct attention to General Orders No. 6, Series of 1871, from these Head-Quarters. This court has repeated some of the errors of its predecessor, as follows: 1st.—In excusing officers from liability on the plea of not having received notice to parade, etc. The principle which should have governed the Court in the cases of Major Gilon, 1st Brigade Staff, Lieutenant-Colonel Madden, 1st Cavalry, Lieutenant-Colonel Schmale, 3d Cavalry, and Major Hammer, 96th Regiment, all absent from Meeting for instruction, October 17th, is clearly laid down in the order referred to as the first rule to be observed. As there is no evidence in the record to show that the failure to receive notices was due to the neglect of the warning officers, the proceedings of the court in these cases are disapproved.

The Court has in some cases excused officers who had the permission of their superiors to absent themselves from parades, etc., and in other cases has fined them for like offences. In this connection to guide future Courts in distinguishing leaves which are granted by the proper source, from unauthorized leaves, reference is made to Article XII, General Regulations. While it is unquestionably the privilege of Brigade Commanders to grant leaves of absence to subordinates, the law and regulations do not contemplate that this authority should be exercised by them in direct conflict with orders from a higher source. Leaves of absence granted by Brigade Commanders before the receipt of orders from Division Head-Quarters, directing a parade or other duty, are certainly sufficient to excuse officers from such parade or duty, but, after a Division Order has been issued, it cannot be set aside by subordinate authority. If the officer requesting a leave has a valid reason for so doing, the same reason which would influence his Brigade Commander to allow him to be absent would doubtless satisfy the Court-Martial. All leaves of absence should be granted formally in Special Orders, on application through the proper channels, and with the consent of the intermediate superiors, so that an officer would always have in his possession the authority for absenting himself from his command. Regimental Commanders have no power to grant leaves of absence. The word "Furlough," in the case of Lieutenant Von Oehsen, 3d Cavalry, is supposed to mean "leave of absence," and it is assumed that it was granted by the proper authority. Furloughs are only given to enlisted men. Presuming that the court has been governed in its action by the law, and by the suggestions contained in the General Orders referred to, the proceedings in this class of cases are approved.

In the cases of Colonel Cavanagh, 69th Regiment, and Major Dickel, 2d Brigade Staff, absent from meeting for instruction, October 17th, excused by the court because they were engaged in other duties, there being no evidence introduced to show that they were so engaged by orders from the same or higher authority than that which ordered the meeting for instruction, the proceedings are therefore disapproved.

In every case where sickness is offered as a plea for non-performance of duty, Courts for trial of delinquent officers should require a Surgeon's certificate to that effect.

It is noticed that the court did not pass upon the delinquencies in the cases of Assistant Surgeon Margroviz, 5th Regiment, Captain P. J. Martin, 1st Regt., Lieut. Kennier, 8th Regiment, and Lieut. Baguley, 8th Regiment, apparently for the reason that the Marshal of the Court stated that they "could not be found." Section 142, Military Code, very clearly defines what constitutes proper service of notice to attend Court-Martial. It is not indispensable that notices should be served personally. All officers who are not discharged, or whose commissions are not vacated by removal or otherwise, are amenable to the law, and should not be permitted to escape the consequences of their delinquencies by their omission or neglect to give proper notice of changes of address. The Court should have proceeded with these cases, and not have dropped them. The proceedings in the cases mentioned above are therefore disapproved.

While approving the action of the court in attaching a penalty for every neglect of duty, the General commanding thinks that in some cases the fines imposed are somewhat excessive. It is supposed that every officer of the National Guard *esprit de corps* to influence him at all times to a prompt and cheerful discharge of all his duties. It is not deemed necessary therefore that the fines for all delinquencies should be made so heavy that they will become burdensome, but they should be sufficiently so to stimulate the desire on the part of the officer to make extra exertions or sacrifices for the discipline and welfare of his command. To avoid all discrimination, the decision of the court in all cases, so far as it refers to the amount of fines imposed, is modified as follows, viz:

Colonel Porter, 22d Regiment, absent July 4th,	from \$25 to \$10
Chaplain Ebert, 11th " " " 12th,	50 " 10
Captain Courtney, 9th " " " " " " " " " " " " " " " "	50 " 10
Lieutenant Mackey, 1st " " " 4th, 12th, & Nov. 21st, 60 " 25	
" G. F. Heil, 1st Regiment, absent July 4th & 12th, 55 " 26	
" Quackenbush, 84th Regiment, absent July 12th, . 25 " 10	
" Carroll, 12th Regiment, Nov. 7th & 21st,	30 " 20

In the case of Colonel Allen, 55th Regiment, the fine is remitted, he having been discharged from service before the assembly of the court.

The proceedings and findings in all cases not herein referred to, and disapproved, are confirmed.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel A. A. G. & Chief of Staff.

OFFICIAL;

Captain and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 6th, 1872.

GENERAL ORDERS, }
No. 4. }

I. This Division, in connection with the Second Division, N. G. S. N. Y., will parade for inspection and review by his Excellency, JOHN T. HOFFMAN, Commander-in-Chief, on "Decoration Day," Thursday, the 30th inst., at 3 o'clock, P. M.

II. The Division will be formed in a deployed line, on the West side of Fifth Avenue, North side of East Forty-Second Street, and East side of Madison Avenue, left resting at the N. E. corner of Madison Avenue and East Thirty-Fourth Street in the following order from left to right, viz :

Battery " K," Captain John N. Heubner, Commanding.

Third Brigade, Brigadier-General J. M. Varian, Commanding.

Battery " G " Captain E. M. LeMoyne, Commanding.

Battery " C," Captain Wm. Schilling, Commanding.

Second Brigade, Brigadier-General Augustus Funk, Commanding.

Battery " B," Captain John Keim, Commanding.

First Brigade, Brigadier-General W. G. Ward, Commanding.

III. Brigade Commanders will report to the Chief of Staff as soon as their commands are formed.

IV. The line of march will be down Fifth Avenue to the point of review, which will be established in Washington Square, South of Waverly Place.

V. The Second Brigade will be inspected and reviewed by the Major-General Commanding the Division, in Tompkins Square, at 10 o'clock, A. M. on the same day.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel, A. A. G. and Chief of Staff.

Official :

Captain and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 8th, 1872.

GENERAL ORDERS, {
No. 5. }

The following appointments and promotions upon the Staff of the Major General Commanding the Division, are hereby announced :

Lieutenant-Colonel John Fowler, Jr., (Ordnance Officer,) to be Judge Advocate, with the rank of Colonel, from date, vice Oakey, resigned and honorably discharged.

Major John Mehan, (A. D. C.,) to be Ordnance Officer, with the rank of Lieutenant-Colonel, from date, vice Fowler, appointed Judge Advocate.

Captain Thomas Fairgrieve, (A. D. C.,) to be Aide-de-Camp, with the rank of Major, from date.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel A. A. G. & Chief of Staff.

OFFICIAL:

Captain and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 30th, 1872.

GENERAL ORDERS, }
No. 6. }

The review of the 1st and 2d Divisions ordered for this day is indefinitely postponed. The orders and instructions relating to the same are hereby countermanded.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,
Colonel, A. A. G. & Chief of Staff.

OFFICIAL;

.....
and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 20th, 1872.

GENERAL ORDERS, {
No. 7. }

I. This Division will parade on the 4th proximo, in celebration of the 96th Anniversary of our National Independence.

II. The troops will be formed in close column of companies, right in front, head of each column resting on Broadway, as follows:

First Brigade, on Bond Street.

Batteries "C" and "G," on Amity Street.

Second Brigade, on Great Jones Street.

Batteries "B" and "K," on Fourth Street, West of Broadway.

Third Brigade, on Fourth Street, East of Broadway.

Separate Troop Cavalry, on Broadway, North of Bleecker Street.

The cavalry will be formed and paraded in the rear of each brigade.

III. The commanding officers of the above organizations will report to the Chief of Staff, in Broadway south of Bond Street, as soon as their commands are formed.

IV. The column will march at 8 o'clock A. M., the Separate Troop of Cavalry leading, the other organizations following, at proper intervals, in the order named in paragraph II.

V. The line of march will be up Broadway to Fourteenth Street, through Fourteenth Street to Eighth Avenue, up Eighth Avenue to Thirty-Fourth Street, through Thirty-Fourth Street to Fifth Avenue, down Fifth Avenue to Worth Monument, where the column will be dismissed.

VI. The Streets and Avenues above named, from curb to curb, are designated as the Division parade ground for the day.

VII. The commanding officer of Battery "B," will fire a National Salute on the Battery at Meridian.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel A. A. G. & Chief of Staff.

OFFICIAL;

.....
and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Sept. 1st, 1872.

GENERAL ORDERS, }
No. 8. }

I. Colonel and Brevet-Brigadier General J. Henry Liebenau, Inspector, 1st Division, is hereby detailed and announced as Acting Chief of the Division Staff, during the absence of Colonel Wm. H. Chesebrough, now on leave.

II. The following appointment is announced on the personal Staff of the Major-General Commanding the Division :

Captain John D. Probst, (Commissary of Subsistence, 1st Brigade,) to be Aide-de-Camp, with the rank of Captain, from date of his present commission, vice Fairgrieve, promoted.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. & Brevet-Brigadier General, Inspector, Acting Chief of Staff.

OFFICIAL :

and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Sept. 7th, 1872.

GENERAL ORDERS, }
No. 9. }

The following extracts from an Act of the Legislature of the State of New York entitled "An Act to Regulate Processions and Parades in the Cities of the State of New York" passed May 7th, 1872, (Chapter 590 Session Laws 1872,) are promulgated for the information of this command.

"SECTION 1.—No procession or parade shall use any street upon the surface of which a railway track or tracks, by marching upon the said track or tracks; and the free passage of cars upon railway tracks shall not be interfered with by the formation, halt, or march of any such procession or parade, or of the persons composing it. Whenever any procession shall find it necessary to march across a railway track, the portion of said procession, which, in so marching, is likely to stop the passage of any car or cars upon said track, shall come to a halt in order to permit said car to proceed."

*	*	*	*	*	*	*	*
*	*	*	*	*	*	*	*
*	*	*	*	*	*	*	*

"SEC. 3.—All processions and parades on Sunday, in any street or public place of any city, excepting only funeral processions, engaged in the actual burial of the dead, and processions to and from any place of worship in connection with a religious service there celebrated, are forbidden; and in no such excepted case shall there be any music, fireworks, discharge of cannon or fire arms, or other disturbing noise provided that in any military funeral, music may be played while escorting the body, but such music shall not be played within one block of any place of worship where worship is being celebrated."

"SEC. 4.—Every person wilfully violating any provision of this Act shall be guilty of a misdemeanor, punishable with a fine not exceeding twenty dollars, or imprisonment not exceeding ten days, or both, at the discretion of the court."

The object of section 1 being to prevent any procession or parade—whether military or civic from obstructing or interfering with the passage to and fro of the City Railway Cars, marching upon or in any manner occupying the city Railway Tracks is hereby strictly forbidden, except so far as may be necessary in moving across a street or from one street to another. Particular attention is directed to the second Paragraph of Section 1—designed to prevent the stoppage of cars.

The Major General Commanding confidently expects the legal requirements thus clearly laid down to be so carefully observed that no troops of this command will ever be charged with impeding, obstructing, delaying, or in any manner interfering with the City Railway Travel.

It will be observed that Section 3 applies exclusively to Sunday.

The troops of this command are therefore strictly forbidden to parade or appear in procession on that day in any street or public place of the City of New York, except as a funeral escort or as "a funeral procession engaged in the actual burial of the dead—or as a "procession to and from" some "place of worship in connection with a religious service there celebrated."

The same section positively prohibits "music, fireworks, discharge of cannon or fire arms, or other disturbing noise" on Sunday.

Music can only be played on Sunday at a military funeral, while the escort is on its way with the body to the grave—even this permission is qualified thus: "BUT SUCH MUSIC SHALL NOT BE PLAYED WITHIN ONE BLOCK OF ANY PLACE OF WORSHIP WHERE WORSHIP IS BEING CELEBRATED."

In case of a funeral on Sunday within the limits of this command, there will be no firing and all music will cease as soon as the body shall have been deposited in the grave.

Section 4 of the Act declares every wilful violation of the provisions above quoted to be a *misdemeanor*, punishable by fine or imprisonment or by both fine and imprisonment.

No Military Order, Rule, Regulation or Usage can shield the offender.

Until repealed, altered or modified the law to which attention is now directed must be faithfully observed by this command, except in cases of Riot, Insurrection or Invasion, or when called upon to aid in preserving the public peace.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. & Brevet-Brigadier General, Inspector, Acting Chief of Staff.

OFFICIAL;

and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Oct. 1st, 1872.

GENERAL ORDERS, }
No. 10. }

I. This Division will parade for inspection and review by his Excellency, John T. Hoffman, Commander-in-Chief, on Thursday, the 10th inst., at 4 o'clock, P. M.

II. The Division will be formed in a deployed line, on the East side of Madison Avenue, North side of East Forty-Second Street, and West side of Fifth Avenue, the left resting at the North East Corner of East Twenty-Third Street and Madison Avenue, in the following order, from left to right, viz.;

Third Brigade, Brigadier General. J. M. Varian, Commanding.

Battery "B," Captain John Keim, Commanding.

Battery "K," Captain John N. Heubner, Commanding.

Second Brigade, Brigadier General, Augustus Funk, Commanding.

Battery "G," Ist Lieutenant James B. Cone, Commanding.

Battery "C," Captain Wm. Schilling, Commanding,

First Brigade, Brigadier General, Wm. G. Ward, Commanding.

III. Each Brigade Commander will report, by a Staff Officer, to the Chief of Staff, on the right of the line, as soon as his Command is formed.

IV. The line of march will be down Fifth Avenue to the point of review, the location of which will be announced on the day of the parade.

V. The detailed instructions contained in Circulars Nos. 4 and 5, current series, from these Head-Quarters, will guide the troops on the occasion of the parade and review directed in these orders.

VI. The separate Troop of Cavalry, Captain Karl Klein, Commanding, will report to the Chief of Staff at No. 9 West 13th Street at 3 o'clock P. M., on the day of the parade.

VII. The Division Staff will assemble, mounted and in full uniform, at No. 9 West 13th Street, at 3 o'clock P. M. on the same day.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Brevet-Brigadier General, Inspector & Acting Chief of Staff.

OFFICIAL;

and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Oct. 19, 1872.

GENERAL ORDERS, {
No. 11. }

I. A General Court-Martial is hereby appointed, to convene at the Armory of the 71st Regiment, in this city, on Thursday, the 7th day of November, 1872, at 7½ o'clock P. M., for the trial of 2d Lieutenant Charles Rost, Battery "B," and such other persons as may be brought before it.

DETAIL FOR THE COURT :

Colonel RICHARD VOSE, 71st Regiment.

Captain KARL KLEIN, Separate Troop Cavalry.

1st Lieutenant AUGUSTUS HOELZLE, Battery "K."

The Court will sit without regard to hours.

II. The junior member of the court will perform the duties of Judge Advocate.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Brevet-Brigadier General, Inspector & Acting Chief of Staff.

OFFICIAL ;

and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Oct. 22, 1872.

GENERAL ORDERS, {
No. 12. }

In accordance with the provisions of paragraph 534, General Regulations, all General and Field Officers, the Division Staff, Chiefs of Staff, and Inspectors of Brigades, will meet for theoretical instruction at these Head-Quarters, on *Tuesday*, the 12th day of *November*, 1872, at 8 o'clock P. M.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Brevet-Brigadier General, Inspector & Acting Chief of Staff.

OFFICIAL ;

and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Oct. 24, 1872.

GENERAL ORDERS, {
No. 13. }

I. The direction to the junior member of the General Court-Martial, contained in Section II, General Orders, No. 11, Current Series, from these Head-Quarters, is hereby countermanded.

II. *Major William G. Wilson, Judge Advocate 1st. Brigade*, is hereby detailed and directed to act as Judge Advocate of the General Court-Martial appointed by General Order, No. 11, Current Series, from these Head-Quarters.

By Order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Brevet Brigadier General, Inspector & Acting Chief of Staff.
OFFICIAL;

and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, January 11th, 1872.

Circular No. 1.

The accompanying circular, setting forth the "objects of the National Rifle Association," has been furnished for distribution among the National Guard of this City. The Division Commander respectfully invites all the officers of this command to interest themselves in the success of this enterprise, believing that connection with it is the most certain way of acquiring a proficiency in aiming and firing, which is of primary importance to all members of military organizations. The members of the National Guard should be its first and most able supporters, as they will be especially benefitted by its success. It is hoped that all will endorse the enterprise of the founders of the association by becoming members, and an assurance is felt that a new interest in the welfare of the National Guard will be taken, when, to perfection in organization and drill, can be added proficiency in marksmanship.

By order of Major-General ALEXANDER SHALER,

WM. H. CHESEBROUGH,

Colonel, A. A. G., and Chief of Staff.

Official :

.....
Captain and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, March 1st, 1872.

Circular No. 2.

At the request of Major-General JOSEPH HOOKER and the Committee appointed to receive subscriptions in New York City to the fund for a Monument to Major-General GEORGE H. THOMAS, the Division Commander takes this method of inviting the Officers and members of the First Division to contribute to this worthy object.

The accompanying circular sets forth the steps already taken by the Officers of the Volunteer Army most intimately connected with General THOMAS during the war, and of the action had by the Officers and ex-Officers of the army residing in the city in progressing this laudable undertaking.

In extending this invitation to unite in commemorating the services of this great and good man, it is not deemed necessary to recount his acts or extol his virtues.

Let historians with their ablest pens illumine our country's history, and furnish the future student with examples of patriotic devotion by recording his military services; but let us with enduring metals erect a token of love, and furnish the present as well as future generations with an assurance that "the good which men do lives after them."

To give an opportunity to all to make a contribution, however small, a subscription paper is furnished to each company, with the request that the commanding officers will submit the same with this and the accompanying circular at the first business meeting after their receipt and post them on the bulletin for the benefit of members then absent; that the company commander will collect the amounts subscribed in their respective companies and make returns of the same to the regimental commander, who in turn will forward the amounts as received, together with the sums subscribed by the Field and Staff Officers and Non-Commissioned Staff, to these Head-quarters. In making the returns, commanding officers will be careful to state whether they desire the subscription to be announced as that of individuals, or of a company, regiment or other organization. Brigade Commanders are invited to assist in forwarding the objects of this circular, by any additional means that seems to them proper, and are authorized to receive subscriptions from any and all sources.

By order of Major-General ALEXANDER SHALER,

WM. H. CHESEBROUGH,

Colonel, Ass't Adj-Gen'l and Chief of Staff.

Official :

Captain and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 1st, 1872.

Circular No. 3.

As ignorance of the law and military custom cannot be justly pleaded as an excuse for negligence of duty, and as officers have testified before Courts-Martial that they had no knowledge whatever of the provisions and directions contained in certain important orders, the Major General Commanding deems it necessary to direct the future distribution of General Orders and Circulars as follows: ordinarily there are received at these Head-Quarters, 75 copies of General Orders and Circulars, from General Head-Quarters, of which 20 copies will be sent to each Brigade Head-Quarters. Three copies are intended for each regiment, and the balance for filing at Brigade Head-Quarters, and it is hereby made the duty of Brigade Commanders to see that they are so distributed. Every order received will be read to each regiment on the first regimental or battallion parade or drill succeeding the receipt of the order. Forty copies of General Orders and Circulars from these Head-Quarters, will be sent to each Brigade, of which, five copies will be sent to each Regimental Head-Quarters. When Orders or Circulars of general interest, needed by every officer for reference, are issued, a sufficient number, to furnish every officer with a copy, will be sent to Brigade Head-Quarters. Commandants of Brigades and Separate Troops, Companies and Batteries, will be required to sign receipts, specifying the number of copies of every General and Special Order and Circular delivered to them, and the Division Commander hopes that every officer in the Division will make himself acquainted with the contents of every order and circular issued to the command.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel A. A. G. & Chief of Staff.

OFFICIAL;

Captain and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 6th, 1872.

Circular No. 4.

The following instructions are published for the guidance of the troops on the occasion of the parade for review ordered for the 30th inst.

The intervals between regiments in line will be reduced to ten paces. The front rank will be placed at four paces from the curb. When ranks are opened company officers will remain two paces in front of their companies, colors will advance two paces, and field officers take post four paces, in front of their regiments. Brigade commanders and their staffs will take post ten paces from the right of their brigades, the general officers on a line with field officers of regiments, and brigade staffs on a line with company officers, the brigade colors and orderlies in their rear.

Each battery will be formed in column of pieces, right in front, as close as possible to the curb, with the cannoneers in line on the left flank, and officers of mounted batteries mounted on the right of their respective commands. The drivers of mounted batteries will remain mounted.

The Commander-in-Chief will be received by the Division Commander at the right of the line, at 3 o'clock P. M., and the review will commence. As the reviewing personage approaches, he will be saluted by the brigade commanders, and by the regiments in succession at the commands of their colonels, in time to resume the carry before their bands begin to play. The bands will play while the reviewing personage is passing in front of their respective regiments. The reviewing personage will pass along the front of the line to the left of the Second Division, and from thence direct to the point of review.

In passing in review, regimental commanders will cause at least three additional drummers, or trumpeters, to wheel out of the column with their bands, to beat the march, or sound the flourishes for the Commander-in-Chief.

In order that the troops may have every facility for proceeding without obstruction in their march after passing in review, brigade commanders will so far as practicable, place their regiments in line at the formation, without regard to numerical position, so that regiments having armories West of South Fifth Avenue may turn to the right on reaching Fourth Street, and those whose armories are situated East of South Fifth Avenue may turn to the left, alternately.

The Division Staff will assemble, mounted and in full uniform, at No. 9 West 13th Street, at 9 o'clock A. M.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel A. A. G. & Chief of Staff.

OFFICIAL;

Captain and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 15th, 1872.

Circular No. 5.

It being the desire of the Major General Commanding the Division not to seriously interfere with or obstruct travel across the streets and avenues, designated as the parade ground for the occasion of the review ordered for the 30th inst., he directs that, during the time the troops remain in line, a staff officer be kept in front of each brigade, who will allow, when imperatively necessary, the passage of vehicles across the line. The police will be instructed to act in concert with, and in support of the directions of such staff officers.

After the reviewing personage has passed each battery of artillery, it will be formed in column of sections and closed up to proper distance. The infantry and cavalry will also break into column, after the reviewing personage has passed, and close up the intervals formed by the movements of the artillery.

By order of Major-General ALEXANDER SHALER.

WM. H. CHESEBROUGH,

Colonel A. A. G. & Chief of Staff.

OFFICIAL;

and A. D. C.



HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Oct. 5, 1872.

CIRCULAR, }
No. 6. }

A list of Rosters, Reports, Returns, etc., required under the Military Code, General Regulations, and existing orders, was published in Circular No. 7, series 1870, from these Head Quarters, with a view of aiding inexperienced officers, and of securing a prompt and efficient discharge of this part of the duties of Commanding Officers. It is noticed with regret that the latter result has not been attained. There seems to be a disposition on the part of many officers to delay preparing their Reports and Returns until the same are due at the Head Quarters above, and such papers, prepared in a hurry, have frequently to be returned for correction, causing still further delay, and preventing in many instances the Head Quarters above from making up and forwarding their Returns and Reports within the required time.

Inaccuracy is hardly less reprehensible than neglect. An incorrect Report forwarded by a company commander delays not only the Regimental Report, but the Reports of the Brigade and the whole Division. When an Adjutant does not commence examining the Company Reports until the Brigade Reports are due at these Head Quarters, discovers errors which require them to be returned to the Company, and finally makes an incorrect Report to Brigade Head Quarters, it is manifest that the Brigade and Division Reports are delayed in an increased ratio. The mere forwarding of a Report or Return does not necessarily comply with existing requirements—correctness and accuracy are equally indispensable with promptness.

The attention of all Commanding Officers is directed to this subject with the hope that, hereafter, more promptness and correctness will be observed in the rendition of Returns, Reports, &c.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Brevet-Brigadier General, Inspector & Acting Chief of Staff
OFFICIAL;

and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, January 1st, 1873.

GENERAL ORDERS, {
No. 1. }

I. The following promotions and appointments upon the staff of the Division Commander are hereby announced:

Major Carl Jussen, A. D. C., to be Quarter Master with the rank of Lieutenant-Colonel from date.

Captain John D. Probst, A. D. C., to be Aide-de-Camp with the rank of Major from date, vice Fairgrieve resigned.

Henry Hills Parker to be Aide-de-Camp with the rank of Captain from date, vice Probst promoted.

II. Colonel Josiah Porter commanding 22d Regiment, is hereby detailed as Acting Chief of Artillery. He will retain command of his regiment and report to these Head-Quarters on or before the 9th inst.

III. Lieutenant-Colonel Jussen will, until further orders, continue to act as Aide-de-Camp and perform the duties of Acting Assistant Adjutant General.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Bv't Brig. Gen'l, Division Inspector and Acting Chief of Staff.

OFFICIAL:



Major and Aide-de-Camp.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, March 10th, 1873.

GENERAL ORDERS, No. 2.

Pursuant to the provisions of Section 235 of the Military Code, a Court Martial is hereby ordered to pass upon the delinquencies of Officers "absent from any parade, encampment, drill, or meeting for instruction," during the year 1872, held pursuant to Division Orders.

DETAIL FOR THE COURT:

Brigadier General Augustus Funk, 2d Brigade.

Colonel Emmons Clark, 7th Regiment Infantry.

Lieutenant Colonel Henry A. Gildersleeve, 12th Regiment Infantry.

The Court will assemble at the Armory of the 11th Regiment Infantry, corner of Delancey and Chrystie Streets, on Wednesday, April 23d next, at 8 o'clock, P. M.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Bv't Brig. Gen'l, Division Inspector and Acting Chief of Staff

OFFICIAL:

Aide-de-Camp.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, April 2d, 1873.

GENERAL ORDERS, No. 3.

I. At the General Court Martial which convened at the Armory of the Seventy-first Regiment pursuant to General Orders No. 11 series of 1872 from these Head-Quarters, and of which Colonel Richard Vose, Seventy-first Regiment, N. G. S. N. Y., is President, was arraigned and tried Second Lieutenant Charles Rost, Battery "B," First Division N. G. S. N. Y., on the following charge and specification:

Charge: Drunkenness on Duty.

Specification: In this that he, the said Second Lieutenant Charles Rost, Battery "B," First Division, National Guard State of New York, was grossly intoxicated while in uniform and on parade, at an inspection and review of the battery to which he belongs, to such an extent as to be unfit for duty, and to bring disgrace upon the officers and members of his battery and the National Guard.

This at Prospect Park Parade Ground, Long Island, on the twenty-fifth day of September, 1872.

To which the accused pleaded as follows:

"Not guilty"—to the specification.

"Not guilty"—to the charge.

Findings of the Court.

The Court having maturely weighed and considered the evidence in support of the charges against the accused—Second Lieutenant Charles Rost of Battery "B," First Division National Guard, State of New York—and also his Defence, and the evidence adduced in support of it is of opinion and finds that the said accused is

Guilty of the Specification and

Guilty of the Charge.

Sentence.

And the Court does therefore sentence the accused, said Second Lieutenant Charles Rost of Battery "B," First Division National Guard, State of New York, "TO BE CASHIERED."

II. The offence of which the accused has been found guilty, was committed while wearing his uniform, upon the field, in open day, and in the presence of a large concourse of spectators. The scene thus presented was a most disgraceful one, and should not be allowed to pass without the severest condemnation known to the service.

III. Eleven witnesses were called to establish the guilt of the accused. As their testimony tended to but one point, the attendance of at least six of them should have been dispensed with.

IV. The proceedings in the foregoing case are approved, and the sentence is hereby confirmed.

V. The General Court Martial of which Colonel Richard Vose is President, is dissolved.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Bv't Brig. Gen'l, Division Inspector and Acting Chief of Staff.

OFFICIAL;

Aide-de-Camp.

NEW YORK, May 19th, 1873

GENERAL ORDERS, No. 4.

I. This command will parade for review by His Excellency Governor John A Dix, Commander in Chief on the 28th inst.

II. The troops will be formed in close column of companies, right in front, the head of the column resting on Fifth Avenue, as follows:

The Second Brigade on West Ninth Street.

Battery "B" on East Ninth Street.

The Third Brigade on West Tenth Street.

Batteries "C" and "G" on East Tenth Street.

The First Brigade on West Eleventh Street.

Battery "K" on East Eleventh Street.

III. For this occasion the Artillery is hereby assigned and will report as follows:

Battery "B" to the Second Brigade.

Batteries "C" and "G" to the Third Brigade.

Battery "K" to the First Brigade,

and they will be formed under the supervision of the Acting Chief of Artillery.

IV. The Separate Troop Cavalry will report at Nos. 7, 9 & 11 West Thirteenth Street at four o'clock P. M.

V. Brigade Commanders will report to the Chief of Staff at the Thirteenth Street Rendezvous as soon as their commands are formed.

VI. The column will march at half past four o'clock P. M., the Separate Troop Cavalry leading, the Brigade organizations in open column of companies, following in the order named, parading the Artillery assigned to each in rear of the Infantry and the Cavalry in rear of the Artillery.

VII. The line of march will be up Fifth Avenue to and through Fourteenth Street, to the point of review which will be established on the Plaza at the northern end of Union Square.

VIII. To avoid unnecessary interference with the lines of travel, the following line of march will as nearly as possible be observed after passing in review: Organizations whose armories are located on and above Fourteenth Street and west of Fifth Avenue will continue through Seventeenth Street to and through Irving Place northward; all others will continue through Seventeenth Street to and through Third Avenue to their several armories.

IX. Attention is called to Form I., Article Second, Appendix II., Upton's Tactics, which will be observed so far as applicable.

X. The Division Staff will assemble at the "Rendezvous" at two o'clock P. M. on the 28th inst. mounted and in full uniform.

By order of Major-General ALEXANDER SHALER

J. HENRY LIEBENAU,

Col. Bvt Brig. Gen'l, Division Inspector and Acting Chief of Staff

OFFICIAL;

A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 22nd, 1873.

GENERAL ORDERS, No. 5.

The parade for review by His Excellency Governor John A. Dix, Commander-in-Chief, ordered by General Orders, No. 4, c. s., from these Head-Quarters, will take place on Tuesday, June 3d, 1873.

By order of Major-General ALEXANDER SHALER

J. HENRY LIEBENAU,

Col. Bv't Brig. Gen'l, Division Inspector and Acting Chief of Staff

OFFICIAL;

A. D. C

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 25th, 1873.

GENERAL ORDERS, No. 6.

I. This Division will parade in celebration of the ninety-seventh anniversary of the Declaration of Independence of the United States, and for review by His Honor the Mayor of this City, on July 4th next.

II. The Troops will be formed in close column of companies, right in front, the head of each column resting on Madison Avenue, as follows:

The Third Brigade on East Twenty-fourth and East Twenty-fifth Street.

The Second Brigade on Twenty-sixth Street east and west of Madison Avenue.

The First Brigade on Twenty-seventh Street east and west of Madison Avenue.

III. The Artillery will report as follows:

Batteries "C" and "G" to the Third Brigade.

Battery "B" to the Second Brigade.

Battery "K" to the First Brigade, and will be formed under the direction of the Acting Chief of Artillery.

IV. The Separate Troop Cavalry will report at the "Rendezvous" Nos. 7, 9 and 11 W. 13th Street at half-past seven o'clock A. M.

V. Brigade Commanders will report to the Chief of Staff at the corner of Madison Avenue and Twenty-sixth Street, as soon as their commands are formed and the column will be in readiness to march at eight o'clock A. M.

VI. The Division Staff will assemble at the "Rendezvous" at seven o'clock A. M. mounted and in full uniform.

VII. The line of march and point of review will be hereafter announced.

By order of Major-General ALEXANDER SHALER

J. HENRY LIEBENAU,

Col. Bv't Brig. Gen'l, Division Inspector and Acting Chief of Staff

OFFICIAL;

A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, July 1st, 1873

GENERAL ORDERS, No. 7.

I. The line of march on the 4th inst. will be up Madison Avenue to, and through, Forty-second Street to, and down, Fifth Avenue to, and through Sixteenth Street to the point of review which will be established on the Plaza at the northern end of Union Square.

II. The commanding Officer of Battery "B" will cause a national salute to be fired on the battery at meridian.

III. The instructions contained in Circular No. 2, series of 1871, will be observed on this occasion.

By order of Major-General ALEXANDER SHALER

J. HENRY LIEBENAU,

Col. Bvt Brig. Gen'l, Division Inspector and Acting Chief of Staff

OFFICIAL;

A. D. C

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, July 25th, 1873.

GENERAL ORDERS, No. 8.

I. The proceedings, findings and sentences of the Court Martial, convened pursuant to General Orders No. 2, c. s., "to pass upon the delinquencies of officers absent from any parade, encampment or meeting for instruction during the year 1872," do not in all cases meet the approval of the Major General Commanding.

II. Twenty-seven officers were excused on the ground of sickness, without the presentation of surgeon's certificates. The Court seems to have forgotten the rule laid down in General Orders No. 3, series of 1872, which reads: "In every case where sickness is offered as a plea for non-performance of duty, courts for trial of delinquent officers should require a surgeon's certificate." The proceedings and findings in the following named cases, all of the class referred to, are disapproved:

Brigadier-General Augustus Funk, 2nd Brigade,
Colonel John J. Shaw, 79th Infantry,
Colonel Andrew Stauff, 96th Infantry,
Colonel John H. Budke, 3rd Cavalry,
Colonel George D. Scott, 8th Infantry,
Lieutenant-Colonel F. Unbekannt, 11th Infantry,
Lieutenant-Colonel J. R. Hitchcock, 9th Infantry,
Lieutenant-Colonel F. W. Schmale, 3rd Cavalry,
Major S. V. R. Cruger, 12th Infantry,
Major W. C. Dickel, 2nd Brigade Staff,
Captain J. F. Leslie, 8th Infantry,
Captain Thomas Tate, Jr., 22nd Infantry,
Captain Henry Rommel, 11th Infantry,
Captain John W. Haaren, 3rd Cavalry,
Captain Jacob Aberle, 55th Infantry,
Adjutant E. S. Allien, 9th Infantry,
First Lieutenant A. L. Whitelaw, 8th Infantry,
First Lieutenant Charles H. Raynor, 6th Infantry,
First Lieutenant Claus Hoops, 3d Cavalry,
First Lieutenant Adam Muller, 3d Cavalry,
First Lieutenant S. Schweckendick, 3d Cavalry,
Assistant Surgeon F. B. Ward, 7th Infantry,
Second Lieutenant Edward A. Taylor, 22d Infantry,
Second Lieutenant Wm. H. Beckwith, 22d Infantry,
Second Lieutenant Emile Cardoze, 71st Infantry,
Second Lieutenant Joseph E. Popper, 55th Infantry,
Second Lieutenant Valentine Schreiner, 55th Infantry.

III. A number of officers were excused on account of leaves of absence, but the record does not show as it should, by what authority the leaves of absence were issued, nor even that they were presented to the Court.

IV. In a few cases officers were excused upon the statement that they were not delinquent. Such statements should have been sustained by proofs, and the record should show the character of the proofs.

V. In the cases of Colonel Richard Vose, 71st Regiment; Colonel Emmons Clark, 7th Infantry; Captain Maurice Schnabel, 6th Infantry; and Quarter-Master Charles Birch, 84th Infantry, the proceedings are disapproved on the ground of insufficiency of excuse.

VI. It is believed that the fines imposed are greater than the interests of the service require in some cases, and they are therefore modified as follows:

Colonel and Bvt Brig. Gen'l J. Henry Liebenau, 1st Division Staff, for absence from review, Sept. 11, and meeting for instruction, Nov. 12, from \$25 to \$15.

Colonel H. S. Kearney, 1st Division Staff, for absence from parade July 4, and Oct. 10; review Sept. 11, and meeting for instruction Nov. 12, from \$55 to \$35.

Colonel Charles McWilliam, 1st Division Staff, for absence from parade Oct. 10, and meeting for instruction Nov. 12, from \$25 to \$15.

Lieutenant-Colonel Frank Wrisley, 1st Division Staff, for absence from meeting for instruction Nov. 12, from \$10 to \$5.

Lieutenant-Colonel Carl Jussen, 1st Division Staff, for absence from reviews Sept. 11 and 25, and meeting for instruction Nov. 12, from \$40 to \$25.

Major August F. Frech, 2d Brigade Staff, for absence from parade Oct. 10, from \$15 to \$10.

First Lieutenant J. B. Morss, Com. of Sub. 12th Infantry, for absence from parades July 4 and Oct. 10, from \$30 to \$20.

Colonel Josiah Porter, 22d Infantry, for absence from meeting for instruction Nov. 12, from \$10 to \$5.

First Lieutenant E. A. Heath, Com. of Sub. 22d Infantry, for absence from parades July 4 and Oct. 10, from \$30 to \$20.

Captain R. K. Styles, 22d Infantry, for absence from parade July 4, from \$10 to \$5.

Quarter-Master John Stacom, 69th Infantry, for absence from parades July 4 and Oct. 10, from \$30 to \$20.

Captain M. Brennan, 69th Infantry, for absence from parade July 4, from \$10 to \$5.

Captain Daniel R. Leddy, 69th Infantry, for absence from parade July 4, from \$10 to \$5.

First Lieutenant Daniel Draddy, 65th Infantry, for absence from parade July 4, from \$10 to \$5.

Surgeon James Norval, 79th Infantry, for absence from parades July 4 and Oct. 10, from \$30 to \$20.

Major George W. Sauer, 3d Cavalry, for absence from meeting for instruction Nov. 12, from \$10 to \$5.

Captain John C. Offinger, 6th Infantry, for absence from parades July 4 and Oct. 10, from \$20 to \$10.

Assistant Surgeon Clarence Satterlee, 84th Infantry, for absence from parades July 4 and Oct. 10, from \$30 to \$20.

Second Lieutenant David H. Brownlee, 84th Infantry, for absence from parade July 4, from \$10 to \$5.

First Lieutenant Cuno Moorhoff, 11th Infantry, for absence from parade Oct. 10, from \$10 to \$5.

First Lieutenant Charles Kinkel, 11th Infantry, for absence from parade July 4, from \$10 to \$5.

Second Lieutenant Benjamin Parr, 7th Infantry, for absence from parade Oct. 10, from \$10 to \$5.

Second Lieutenant D. Ferry, Jr., 7th Infantry, for absence from parade Oct. 10, from \$10 to \$5.

Major John F. Appleton, 8th Infantry, for absence from meeting for instruction Nov. 12, from \$10 to \$5.

Engineer George L. Fox, 8th Infantry, for absence from parade July 4, from \$15 to \$10.

Captain Daniel D. Wylie, Washington Grey Troop, for absence from parade July 4, from \$15 to \$10.

VII. In the case of Col. Frank W. Sterry, 6th Infantry, the record is unnecessarily encumbered with his plea in bar. Colonel Sterry originally pleaded that on the face of the return it appeared "that he was 'absent on leave at the time charged.'" Pending the consideration of this plea he presented a plea in bar; after having already pleaded to the merits of the case the accused had no right to interpose a plea in bar. The Court excused Colonel Sterry for reasons outside of the plea in bar, and therefore such plea was improperly made a part of the record.

VIII. The proceedings and findings in all cases not herein referred to and disapproved, are confirmed.

By order of Major-General ALEXANDER SHALER

J. HENRY LIEBENAU,

Col. Bv't Brig. Gen'l, Division Inspector and Acting Chief of Staff

OFFICIAL;

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Aug. 8th, 1873.

GENERAL ORDERS No. 9.

I. In conformity with General Orders, No. 20, c. s., from General Head-Quarters, the First Regiment Infantry will be immediately mustered out of the service, and the provisions of General Order, No. 14, series of 1868, from General Head-Quarters, will be observed so far as applicable.

II. The Commanding Officer of the Third Brigade will cause the regiment referred to, to be assembled for muster out as soon as practicable and will designate the mustering officer.

III. Upon the completion of the disbandment, the Brigade Commander will report that fact to these Head-Quarters.

IV. The attention of the Commissioned Officers rendered supernumary hereby is directed to Sec. 24, M. C.

By order of Major-General ALEXANDER SHALER

J. HENRY LIEBENAU,

Col. Bv't Brig. Gen'l, Division Inspector and Acting Chief of Staff

OFFICIAL;

.....
A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Aug. 28th, 1873

GENERAL ORDERS No. 10.

I. In obedience to the following orders from General Head-Quarters, General Orders No. 9, c. s., from these Head-Quarters, are hereby countermanded :

GENERAL HEAD-QUARTERS, STATE OF NEW YORK.

ADJUTANT GENERAL'S OFFICE,

ALBANY, Aug. 26th, 1873.

GENERAL ORDERS No. 23.

I. So much of General Orders No. 20, current series, as provides for the disbandment of the 1st Regiment of Infantry, National Guard, is hereby rescinded.

II. The 1st. Regiment Infantry is hereby reduced to a Battalion of six companies. Companies "D" and "E" of said Regiment are hereby consolidated, and will be hereafter known and designated as Company "E."

Company "F" will be consolidated with Company "B" to be hereafter known and designated as Company "B."

First Lieutenant J. O'NEIL will be retained in service as First Lieutenant of Company "B." Second Lieutenant O. H. KRAFF will remain in service as Second Lieutenant of Company "B."

First Lieutenant P. MCSHANE, will be retained in service as First Lieutenant of Company "E."

The remaining officers of the companies hereby consolidated, are rendered supernumerary.

By order of the Commander-in-Chief,

JOHN F. RATHBONE,

Adjutant-General.

II. The Commanding Officer of the 1st. Regiment will proceed with the consolidation above ordered, at once, and upon its completion, will report that fact to these Head-Quarters in writing.

By order of Major-General ALEXANDER SHALER

J. HENRY LIEBENAU,

Col. Bv't Brig. Gen'l, Division Inspector and Acting Chief of Staff

OFFICIAL;

A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Jan. 3, 1873.

Circular, No. 1.

In order that the greatest facilities for improvement in horsemanship may be enjoyed in the use of the 13th street rendezvous, by the mounted officers of the Division, it is proposed that a Military Riding Club or Association be formed; and for the purpose of taking the initiatory steps, you are invited to meet the Brigade and Regimental Commanders and their staffs, at these Head-Quarters, on Thursday the 9th inst., at 8 o'clock P. M.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Brevet Brigadier General, Inspector & Acting Chief of Staff.

OFFICIAL:

and A. D. C.

To

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, January 9th, 1873.

Circular No. 2.

I. For the information of the Inspector General, S. N. Y., regimental, battalion and battery commanders, and the commandant of the separate troop cavalry, will at once forward to these Head-Quarters, a copy of all orders for evening drills to be held during the drill season, and hereafter immediately upon their issue.

II. Battery commanders in addition to the above, will forward to the acting Chief of Artillery, at these Head-Quarters, copies of all orders as soon as issued.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Br't Brig, Gen'l, Division Inspector and Acting Chief of Staff.

Official :

and Aide-de-Camp.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, January 13th, 1878.

Circular No. 3.

An adjourned meeting of the mounted officers of the Division for the purpose of receiving the report of the committee appointed to draft a constitution and by-laws to govern the proposed Military Riding Club, will be held at these Head-Quarters, on Saturday, the 18th inst., at 8 o'clock P. M.

The General, General Staff, Field and Staff, and the officers of the Separate Troop, the Washington Grey Troop and the mounted batteries of the Division, are invited to attend the meeting.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Bvt Brig. Gen'l, Division Inspector and Acting Chief of Staff.

OFFICIAL:

Aide-de-Camp.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, March 20th, 1873

CIRCULAR, No. 4.

It is announced that the building, Nos. 7, 9 & 11 West 13th Street has been fitted up as a Rendezvous for mounted Officers, and will be opened for inspection on the evening of Monday the 24th inst., from 8 till 10 o'clock. A limited number of lockers for uniforms and for horse furniture have been provided, and will be assigned at an early day. Applications for the use of the same should be made in writing to Lieut. Col. JESSEN, Division Quarter-Master, on or before the first of April next.

Any officer, or classes of officers, desiring to practice in horsemanship at stated hours, will make written application to these Head-Quarters.

Rules and Regulations governing the use of the building will be announced as soon as practicable.

By order of Major-General ALEXANDER SHAVER.

J. HENRY LIEBENAU,

Col. Bvt Brig. Gen'l, Division Inspector and Acting Chief of Staff.

OFFICIAL;



Aide-de-Camp.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, April 14th, 1873.

Circular No. 5.

The Commandants of Brigades, Batteries and Troops will forward to these Head-Quarters AT ONCE, a report showing the numerical strength at date, of each organization, and giving in detail the number of commissioned officers, non-commissioned officers, musicians and privates.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Br't Brig. Gen'l, Division Inspector and Acting Chief of Staff.

Official :

.....
Aide-de-Camp.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Aug. 27th, 1873

CIRCULAR NO. 6.

By request, Commandants of Brigades, Regiments, Separate Troops, and Batteries, are directed to forward copies of all orders for reviews, inspections and drills, as soon as issued hereafter, to Brevet Major General Wm. H. Morris, Inspector General, S. N. Y., through the usual channels of communication.

By order of Major-General ALEXANDER SHALER

J. HENRY LIEBENAU,
Col. Bv't Brig. Gen'l, Division Inspector and Acting Chief of Staff

OFFICIAL;

A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Jan. 1st, 1874.

GENERAL ORDERS No. 1.

I. The following appointments on the Staff of the Major-General Commanding are announced to take effect from this date:

Lieutenant-Colonel John Meehan, Ordnance-Officer, to be Division-Engineer with the rank of Colonel, vice Kearney, resigned.

T. Matlack Cheesman, M. D., to be Division-Surgeon with the rank of Colonel, vice McMillan, resigned.

Lieutenant-Colonel Cornelius B. Mitchell, 84th Regiment Infantry, N. G. S. N. Y., to be Ordnance-Officer with the rank of Lieutenant-Colonel, vice Meehan appointed Division-Engineer.

They will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Bvt Brig. Gen'l, Division Inspector and Acting Chief of Staff.

OFFICIAL:

A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Jan. 24th, 1874.

GENERAL ORDERS /
No. 2. }

I. A General Court Martial will convene at the "Rendezvous," Nos. 7, 9 and 11 West 13th Street, at eight o'clock P. M., on Thursday, February 5, 1874, or as soon thereafter as possible, for the trial of Colonel Andrew Stauf, Ninety-Sixth Regiment, Second Brigade, First Division, N. G. S. N. Y., and such other officers as may be brought before it.

Detail for the Court:

Brigadier-General William G. Ward, 1st Brigade.

Colonel Charles R. Braine, 9th Regiment.

Lieutenant-Colonel Henry C. Lockwood, 71st Regiment.

Colonel John Fowler, Jr., Division Judge Advocate, is appointed the Judge Advocate for the Court.

The Court will sit without regard to hours.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Bv't Brig. Gen'l, Division Inspector and Acting Chief of Staff.

OFFICIAL;

A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Jan. 27th, 1874.

GENERAL ORDERS {
No. 3. }

Pursuant to the provisions of Section 235 of the Military Code, a Court Martial is hereby ordered to pass upon the delinquencies of Officers "absent from any parade, encampment, drill, or meeting for instruction," during the year 1873, held pursuant to Division Orders.

DETAIL FOR THE COURT :

Colonel Emmons Clark, 7th Regiment.

Colonel Josiah Porter, 22nd Regiment.

Lieutenant-Colonel Wm. E. Van Wyck, 6th Regiment.

The Court will assemble at the "Rendezvous" Nos. 7, 9 and 11 West 13th Street on Thursday, February 26th next, at 8 o'clock P. M.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Bv't Brig. Gen'l, Division Inspector and Acting Chief of Staff.

OFFICIAL;

.....
A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, Jan. 27th, 1874.

GENERAL ORDERS {
No. 4. }

I.—The extraordinary conduct of the 96th Regiment in taking unlawful possession of an armory which had by proper authority been assigned to another, and the subsequent neglect and refusal of its field officers to obey the directions of the civil authorities and the orders of superior military authority, and the strong evidences of a mutinous agreement on the part of the principal officers of the regiment to resist any and all efforts of the civil and military authorities to have said armory vacated, show such a lack of subordination in that regiment, as not only to destroy its usefulness as a military organization, but to make it, also, an unsafe body to be trusted with arms or other state property. General Head-Quarters has therefore been notified of the unlawful seizure and occupancy of the armory referred to by the 96th Regiment, and the subsequent arrest of its field officers, and the Chief of Ordinance has been requested to at once take charge of, and remove for safe keeping, all arms and other state property found in the Centre Market Armory now in possession of said 96th Regiment.

II.—All orders heretofore issued from Brigade or Regimental Head-Quarters, for meetings of the 96th Regiment, for drill or other purposes, are hereby countermanded, and until further orders no meetings for drill or other purposes will be held by the regiment or any part thereof.

III.—Upon the removal of the state property from the Centre Market Armory, the Commanding officer of the 11th Regiment will immediately take possession of said armory and occupy the same for the use and purposes of said 11th Regiment as authorized by resolution of the Board of Supervisors passed August 5th, 1873, and as recently notified to these Head-Quarters as being ready for occupancy by said 11th Regiment.

IV.—Any and all Regimental and Company property belonging to the 96th Regiment, found in the rooms of said armory, will be carefully removed and stored in one of the rooms, subject to such disposition as may hereafter be made from these Head-Quarters.

V.—The Division Quarter Master is charged with the execution of this order.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Bv't Brig. Gen'l, Division Inspector and Acting Chief of Staff.

OFFICIAL;

A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, January 31st, 1874.

GENERAL ORDERS)
No. 5. }

I.—Upon a review of the proceedings of a Court Martial appointed in pursuance of Section 201 of the Military Code by Special Orders No. 24, series of 1873, from these Head-Quarters, for the trial of non-commissioned officers, musicians and privates of the Separate Troop and Batteries B, C, G, and K, First Division, N. G. S. N. Y., the General Commanding desires to direct attention to certain irregularities.

1. Where sickness is pleaded as an excuse for non-performance of duty a surgeon's certificate should be presented to the Court. A certificate appears to have been presented in one instance only, to this Court. In the cases of the following non-commissioned officers and privates excused on the plea of sickness the proceedings of the Court are therefore disapproved:

Corporal Christian Thielmann, Battery K.

Corporal Henry Meese, " "

Private Edward Brosemer, " "

" Joseph Muller, " "

" Gustav Walter, " "

Sergeant Charles Reese, Separate Troop.

Corporal George Hillabrand, " "

Private August Braun, " "

" George Mayer, " "

" John Val. Mayer, " "

Corporal Joseph Sanger, Battery G.

" John W. Smith, " "

Private Stephen Pendergast, " "

" Nathaniel Whaley, " "

" Walter H. Martin, " "

2. There are many cases which the Court did not pass upon in consequence of a return, presumably by the warning officer, of "not found." In these cases the Court should have required the Marshal to show what efforts he made to find the delinquents.

3. In the following cases the excuses offered were not adequate:

Corporal George Hillabrand, Separate Troop, charged with leaving Troop without permission on September 10th, 1873.

Private August Braun, Separate Troop, same charge as preceding.

Private Michael Moran, Battery G.

" George Copeland, " "

The proceedings of the Court in these cases are therefore disapproved.

4. In all cases where non-receipt of orders is offered as an excuse for non-attendance at several parades or drills, the Court should require the evidence of the warning officer as to service of such orders and not receive the testimony of the accused as conclusive against his delinquency.

5. In many cases returned under Section 236 M. C. the Court did not take action in consequence of no statement having been furnished as to a amount of fines imposed. It was the duty of the officer making returns of delinquents to furnish such statement and on his failure to do so, the Court should have ordered its production, postponing action in the cases until this had been done. In so far therefore as these remarks apply to the cases of

Sergeant James Fitzgerald, Battery G

Corporal John Bean, " "

Private John Eagan, " "

" Thomas Lynch, " "

" Samuel Mulhearn, " "

" William J. Martin, " "

" Cornelius O'Brien, " "

" Robert Welch, " "

" Michael McGuire, " "

" Felix Smith, " "

" William Kerrigan, " "

" Lewis P. Childs, " "

the proceedings of the Court are disapproved.

II.—The proceedings in all cases not herein referred to and disapproved, are confirmed.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Bv't Brig. Gen'l, Division Inspector and Acting Chief of Staff.

OFFICIAL;

A. D. C.

NEW YORK, February 9, 1874.

GENERAL ORDERS)
 No. 6. }

I.—In compliance with General Orders No. 3 c. s. as modified by General Orders No. 6 c. s. General Head-Quarters, the following disbandments, consolidations and transfers are hereby effected:

1. The 1st Battalion Cavalry is disbanded as a battalion organization and its officers, with the exception of those herein after specified, are rendered supernumerary.

2. Troops "B" and "C" of the 1st Battalion Cavalry will assemble at the armory of the 3d Regiment Cavalry on Wednesday the 18th instant at eight o'clock P. M., for consolidation and muster into one troop, under the direction of the Division Inspector, and transfer to the 3d Regiment Cavalry as Troop "C" under the command of First Lieutenant John A. Prigge.

3. Troop "D" 1st Battalion Cavalry will assemble at the armory of the 3d Regiment Cavalry on Wednesday the 18th instant at eight o'clock P. M., for muster and transfer, and will thereupon report to the commanding officer of the 3d Regiment Cavalry for duty.

4. Batteries "C" and "G" and Troop "A" 1st Battalion Cavalry will assemble for muster-out, by the Division Inspector, at the "Rendezvous" Nos. 7, 9 and 11 West 13th Street, on Tuesday the 17th instant, at eight o'clock P. M.

5. The Commanding Officers of the 3d Regiment Cavalry and the Troop Washington Greys Cavalry, will upon receipt of this order report to these Head-Quarters for duty.

II.—In the disbandments ordered, the detailed instructions contained in General Orders No. 14, series of 1868, General Head-Quarters, to which reference is made, will be strictly complied with.

III.—The attention of all officers rendered supernumerary by this order is directed to Section 24 Military Code.

IV.—All the books of record and reference, papers, documents, &c., the property of the State of New York, pertaining to the Battalion and Batteries disbanded in accordance with this order, will be forwarded to these Head-Quarters by the respective Commanding Officers, for transmission to General Head-Quarters.

V.—All muster-out rolls, reports, and papers which are required to be forwarded to General Head-Quarters, will be sent through the intermediate channels of communication.

VI.—The attention of the members of the organizations disbanded by this order is called to Paragraph XV, of General Orders No. 14, Series of 1868.

VII.—The commanding officer of the 3d Regiment Cavalry, will, upon the completion of the change herein ordered, make report thereof in writing, to these Head-Quarters.

VIII.—The muster rolls, discharges, &c., required in effecting the disbandments above specified, will be furnished on application to these Head-Quarters.

By order of Major-General ALEXANDER SHALER.

J. HENRY LIEBENAU,

Col. Bvt Brig. Gen'l, Division Inspector and Acting Chief of Staff.

OFFICIAL;

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, April 8th, 1874.

General Orders. }
No. 7 }

1.—Before a General Court Martial, which convened at the “Rendezvous,” Nos. 7, 9, and 11 West 13th Street, City of New York, pursuant to General Orders No. 2, dated Headquarters First Division N. G. S. N. Y., New York, January 24, 1874, and of which Brigadier General William G. Ward, First Brigade N. G. S. N. Y., is President, were arraigned and tried, the following named officers:

First.—Colonel Andrew Stauf, of the 96th Regiment Infantry, 2d Brigade, 1st Division, N. G. S. N. Y., on the following charges and specifications:

CHARGE I.—Conduct unbecoming an officer and a gentleman.

Specification 1st.—In this, that on or about the twenty-third day of December, in the year one thousand eight hundred and seventy-three, and on divers other days and at divers other times between that day and the twentieth day of January, in the year one thousand eight hundred and seventy-four, at the City of New York, in the County and State of New York, he the said Colonel Andrew Stauf, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, well knowing all that time, that a certain armory situated on the second floor of the Centre Market Building on the north-easterly side of Grand Street, in the said City of New York, and known and distinguished as the Centre Market Armory, had prior to the day and year first above mentioned been fitted up, prepared and duly assigned by competent authority for and to the use and occupation of and by the Eleventh Regiment Infantry, Second Brigade, First Division, National Guard State of New York, and while said assignment of said Centre Market Armory to said Eleventh Regiment Infantry, was unchanged, unrevoked and in full force and effect, and while the said Eleventh Regiment Infantry was fairly entitled to the possession, use and occupation of said Centre Market Armory, did with full knowledge of the rights of the said Eleventh Regiment Infantry in the premises, enter into and take and hold possession of and occupy the said Armory.

All this on or about the twenty-third day of December, in the year one thousand eight hundred and seventy-three, and on divers other days and at divers other times between said twenty-third day of December, in the year one thousand eight hundred and seventy-three and the twentieth day January, one thousand eight hundred and seventy-four, at the City of New York, in the County and State of New York.

Specification 2d. —In this, that on or about the twenty-third day of December, in the year one thousand eight hundred and seventy-three and on divers other days and at divers other times between that day and the twentieth day of January, in the year one thousand eight hundred and seventy-four, at the City of New York, in the County and State of New York, be the said Colonel Andrew Stauff, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, well knowing all the time, that a certain Armory situated on the second floor of the Centre Market Armory Building on the north-easterly side of Grand Street, in the said City of New York, and known and distinguished as the Centre Market Armory, had been fitted up, prepared and duly assigned by competent authority for and to the use and occupation of and by the Eleventh Regiment Infantry, Second Brigade, First Division, National Guard State of New York, and while said assignment of said Centre Market Armory to said Eleventh Regiment Infantry, was unchanged, unrevoked and in full force and effect and while the said Eleventh Regiment Infantry was fairly entitled to the possession, use and occupation of the said Centre Market Armory, and while he the said Colonel Andrew Stauff, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard, State of New York, well knew that the said Eleventh Regiment Infantry was fairly entitled to such possession, use and occupation of said Centre Market Armory, did wilfully prevent the said Eleventh Regiment Infantry from having the possession or enjoying the use or occupation of said Centre Market Armory.

All this on or about the twenty-third day of December, in the year one thousand eight hundred and seventy-three, and on divers other days and at divers other times between that day and the twentieth day of January, in the year one thousand eight hundred and seventy-four, at the City of New York, in the County and State of New York.

CHARGE II.—Disrespect to a superior officer.

Specification.—In this, that on or about the fourteenth day of January, in the year one thousand eight hundred and seventy-four, at the City of New York, in the County and State of New York, he the said Colonel Andrew Stauff, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, while improperly in the possession, use and occupation of a certain Armory situated on the second floor of the Centre Market Building, on the north-easterly side of Grand Street, in the City of New York, in the County and State of New York, known and distinguished as the Centre Market Armory, and while he the said Colonel Andrew Stauff, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, well knew that the possession, use and occupation of the said Centre Market Armory rightfully belonged to the Eleventh Regiment Infantry, Second Brigade, First Division, National Guard State of New York, and while he the said Colonel Andrew Stauff, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, well knowing the premises, was wilfully preventing the said Eleventh Regiment Infantry from possessing, using or occupying said Centre Market Armory, and after he the said Colonel Andrew Stauff, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard, State of New York, had been fully and duly notified of the rights of the said Eleventh Regiment Infantry in the premises by Major-General Alexander Shaler, commanding the First Division, National Guard, State of New York, the superior officer of him the said Colonel Andrew Stauff, Ninety-sixth Regiment, Second Brigade, First Division, National Guard State of New York, and then and there well knew that he the said Colonel Andrew Stauff, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, to be his superior officer and the Major General Commanding the said First Division, National Guard State of New York, and after he the said Colonel Andrew Stauff, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, had been requested by the said Major-General Alexander Shaler commanding the First Division, National Guard State of New York, the superior officer of him, the said Colonel Andrew Stauff, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York,

then and there well known to him the said Colonel Andrew Stauff, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, to be his superior officer as aforesaid, did wilfully neglect and refused to comply with the request of him, the said Major-General Alexander Shaler, commanding the First Division, National Guard State of New York, superior officer as aforesaid, then and there made of him the said Colonel Andrew Stauff, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, to vacate said Centre Market Armory and to yield up the possession, use and occupation thereof to the said Eleventh Regiment Infantry.

All this on or about the fourteenth day of January, in the year one thousand eight hundred and seventy-four, at the City of New York, in the County and State of New York.

CHARGE III.—Disobedience of orders.

Specification.—In this, that on or about the fifteenth day of January in the year one thousand eight hundred and seventy-four, at the City of New York, in the County and State of New York, and while he the said Colonel Andrew Stauff, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, was with his said Regiment wrongfully in the possession, use and occupation of a certain armory situated on the second floor of the Centre Market Building, on the north-easterly side of Grand Street in the City of New York, in the County and State of New York, and known and distinguished as the Centre Market Armory, and after the Board of Supervisors of the said County of New York had resolved as follows :

“ *Resolved*, That the present occupation of the Centre Market Armory by the Ninety-sixth Regiment, without any authority from this Board of Supervisors, is a standing insult to the said Board ; and further be it

“ *Resolved*, That the Major-General Commanding the First Division, N. G. S. N. Y., be, and is hereby instructed to remove forthwith the Ninety-sixth Regiment from the Centre Market Armory.”

Did wilfully neglect and refused to obey, and did disobey an order issued to and duly served on him the said Colonel Andrew Stauff, Ninety-sixth Regiment Infantry, Second Brigade, First Division, Na-

tional Guard State of New York, by Major-General Alexander Shaler, commanding the First Division, National Guard State of New York, on or about the fourteenth day of January, in the year one thousand eight hundred and seventy-four, at the said City of New York, in the words and figures following :

“ HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

“ New York, January 14, 1874.

“ Colonel :

“ I am directed to furnish for your information and guidance the following copy of the Resolutions passed at a meeting of the Board of Supervisors, held on the 12th instant, relating to the occupancy of the Centre Market Armory by the Regiment under your command :

“ ‘ *Resolved*, That the present occupation of the Centre Market Armory by the Ninety-sixth Regiment, without any authority from this Board of Supervisors, is a standing insult to the said Board : and further be it

“ ‘ *Resolved*, That the Major-General Commanding the First Division, N. G. S. N. Y., be, and is hereby instructed to remove forthwith the Ninety-sixth Regiment from the Centre Market Armory.’ ”

“ In conformity with the spirit of the second resolution, the Major-General Commanding directs that you cause said Armory to be vacated without delay, and report your action hereon to these Headquarters, on or before the 20th instant.

“ Very respectfully,

“ CARL JUSSEN,

“ Lt.-Col. and A. A. D. C.

“ To Col. Andrew Stauf,

“ Commanding 96th Regiment,

“ N. G. S. N. Y.”

All this on or about the fifteenth day of January, in the year one thousand eight hundred and seventy-four, at the City of New York, in the County and State of New York.

To which charges and specifications the accused pleaded as follows :

To the First Specification of the First Charge.—“ Not Guilty.”

To the Second Specification of the First Charge.—“ Not Guilty.”

To the First Charge.—“ Not Guilty.”

To the Specification of the Second Charge.—The accused demurred. Demurrer sustained.

To the Second Charge.—“ Not Guilty.”

To the Specification of the Third Charge.—“ Not Guilty.”

To the Third Charge.—“ Not Guilty.”

FINDINGS.

The Court, having maturely considered the evidence adduced, find the accused Colonel Andrew Stauff, Ninety-sixth Regiment, Infantry, Second Brigade, First Division, National Guard State of New York, as follows :

Of the First Specification of the First Charge.—Not Guilty.

Of the Second Specification of the First Charge.—Not Guilty.

Of the First Charge.—Not Guilty.

Of the Second Charge.—Not Guilty.

Of the Specification of the Third Charge.—Guilty.

Of the Third Charge.—Guilty.

SENTENCE.

And the Court does therefore sentence him, the said Colonel Andrew Stauff, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard, State of New York, to be CASHIERED.”

Second.—Lieutenant-Colonel Peter Hemmer, of the 96th Regiment Infantry, 2d Brigade, 1st Division, N. G. S. N. Y., on the following charges and specifications :

CHARGE I.—Disobedience of Orders.

Specification 1st.—In this, that he, the said Lieutenant-Colonel Peter Hemmer, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, on or about the twenty-third day of January, in the year one thousand eight hundred and seventy-four, at the City of New York, in the County and State of New York, being then and there in command of the said Ninety-sixth Regiment Infantry, did then and there wilfully neglect and refuse to

obey, and did then and there wilfully disobey a certain order, then and there made and issued by Major-General Alexander Shaler, commanding the said First Division, National Guard State of New York, and by him, the said Major-General Alexander Shaler, caused to be served upon and received by him the said Lieutenant-Colonel Peter Hemmer, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, on or about the twenty-first day of January, in the year one thousand eight hundred and seventy-four, at the said City of New York, which order was in the words and figures following, that is to say :

“ HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.
“ New York, January 20, 1874.

“ Colonel :

“ I am directed to inform you that on the 12th instant the Board of Supervisors passed two resolutions, of which the following are copies :

“ ‘ *Resolved*, That the present occupation of the Centre Market Armory by the Ninety-sixth Regiment, without any authority from
“ ‘ this Board of Supervisors, is a standing insult to the said Board ;
“ ‘ and further be it

“ ‘ *Resolved*, That the Major-General Commanding the First Division,
“ ‘ N. G. S. N. Y., be and is hereby instructed to remove forthwith the
“ ‘ Ninety-sixth Regiment from the Centre Market Armory.’ ”

“ On the 14th instant Colonel Stauf was directed to vacate the
“ building referred to without delay, and report his action to these
“ Headquarters on or before the 20th instant. He has neglected and
“ refused to do as directed, and been placed in arrest. You will,
“ therefore, upon receipt of this, assume command of the 96th
“ Regiment, and without delay cause the rooms of Centre Market
“ Armory to be vacated, and report your action, in writing, to these
“ Headquarters within forty-eight (48) hours after receipt of this
“ order.”

“ Very respectfully,

“ CARL JUSSEN.

“ Lieut.-Col., Q. M. and A. A. D. C.

“ To Lieut.-Col. Peter Hemmer,
“ 96th Regiment, N. G. S. N. Y.”

All this at the City of New York, in the County and State of New York, on or about the twenty-third day of January, in the year one thousand eight hundred and seventy-four.

Specification 2d.—In this, that he, the said Lieutenant-Colonel Peter Hemmer, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, on or about the twenty-third day of January, in the year one thousand eight hundred and seventy-four, at the City of New York, in the County and State of New York, being then and there in command of the said Ninety-sixth Regiment Infantry, after having been notified by Major-General Alexander Shaler, commanding said First Division, National Guard State of New York, that the Board of Supervisors of the said County of New York had resolved that the occupation of the Centre Market Armory—meaning the Armory on the second floor of the Centre Market building, situated on Grand and Centre Streets, in said City of New York—by the said Ninety-sixth Regiment, without any authority from the said Board of Supervisors, was a standing insult to the said Board, and that the said Board had, on or about the twelfth day of January, in the year one thousand eight hundred and seventy-four, instructed him, the said Major-General Alexander Shaler, commanding the said First Division, National Guard State of New York, to remove forthwith the said Ninety-sixth Regiment from the said Armory. And after the said Lieutenant-Colonel Peter Hemmer, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, had been informed by the said Major-General Alexander Shaler, commanding said First Division, of the neglect and refusal of Colonel Andrew Stauf, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, to obey the order of said Major-General Alexander Shaler, commanding said First Division, directing said Colonel Andrew Stauf, Ninety-sixth Regiment Infantry, to vacate said Armory, and of the arrest of said Colonel Andrew Stauf, Ninety-sixth Regiment Infantry, and after the said Lieutenant-Colonel Peter Hemmer, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, had been ordered by the said Major-General Alexander Shaler, commanding said First Division, to cause said Centre Market Armory to be vacated without delay, the said Lieutenant-Colonel Peter Hemmer, neglected

and refused to obey said order, and did disobey said order, and did not cause said Armory to be vacated.

All this at the City of New York, in the County and State of New York, on or about the twenty-third day of January, in the year one thousand eight hundred and seventy-four.

CHARGE II.—Disrespect to a superior officer.

Specification.—In this, that he, the said Lieutenant-Colonel Peter Hemmer, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, being then and there in command of the said Ninety-sixth Regiment Infantry, and being ordered by his superior officer, Major-General Alexander Shaler, commanding First Division, National Guard State of New York, in the words and figures following, that is to say :—“ You will therefore, upon receipt of this, assume command of the 96th Regiment, and without delay, cause the rooms of Centre Market Armory to be vacated, and report your action, in writing, to these Headquarters, within forty-eight (48) hours after the receipt of this order,”—which said order was made and issued in a communication dated the twenty-first day of January, in the year one thousand eight hundred and seventy-four, and addressed to and received by the said Lieutenant-Colonel Peter Hemmer, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, did reply and report in words and figures following, that is to say :—“ If the Major-General Commanding will give me the order to stack my arms and property in the street, and hereby relieve me of all responsibility and loss, I shall at once obey,”—which said reply and report was embraced in a communication addressed to Headquarters First Division, National Guard State of New York, signed by the said Lieutenant-Colonel Peter Hemmer, Ninety-sixth Regiment, Second Brigade, First Division, National Guard State of New York, and dated on the twenty-third day of January, in the year one thousand eight hundred and seventy-four.

All this at the City of New York, in the County and State of New York, on or about the twenty-third day of January, in the year one thousand eight hundred and seventy four.

To which charges and specifications the accused pleaded as follows :

To the First Specification of the First Charge. —“ Not Guilty.”

To the Second Specification of the First Charge. —“ Not Guilty.”

To the First Charge. —“ Not Guilty.”

To the Specification of the Second Charge. —“ Not Guilty.”

To the Second Charge. —“ Not Guilty.”

FINDINGS.

The Court, after having maturely considered the evidence adduced, find the accused Lieutenant-Colonel Peter Hemmer, Ninety-Sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, as follows :

Of the First Specification of the First Charge. —Guilty.

Of the Second Specification of the First Charge. —Guilty.

Of the First Charge. —Guilty.

Of the Specification of the Second Charge. —Guilty.

Of the Second Charge. —Guilty.

SENTENCE.

And the Court does therefore sentence him the said Lieutenant-Colonel Peter Hemmer, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, to be CASHIERED.

Third. —Major Frederick Kloeppel, of the 96th Regiment Infantry, 2d Brigade, 1st Division, N. G. S. N. Y., on the following charges and specifications :

CHARGE I. —Disobedience of orders.

Specification 1st. —In this, that he the said Major Frederick Kloeppel, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, on or about the twenty-sixth day of January, in the year one thousand eight hundred and seventy-four, at the City of New York, in the County and State of New York, being then and there in command of the said Ninety-sixth Regiment Infantry, did then and there wilfully neglect and refuse to obey, and did then and there wilfully disobey a certain order then and there made and issued by Major-General Alexander Shaler, commanding said First Division, and then and there caused by him the said Major-General Alexan-

der Shaler, commanding said First Division, to be duly served upon and received by him the said Major Frederick Kloeppel, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, which order was in the words and figures following, that is to say :

“ HEAD-QUARTERS FIRST DIVISION N. G. S. N. Y.

“ New York, January 24th, 1874.

“ Special Orders, No. 3.

[Extract.]

* * * * *

“ II.—Major Frederick Kloeppel, 96th Regiment, is hereby notified of the arrest of Colonel Andrew Stauff, and of Lieutenant-Colonel Peter Hemmer, of his Regiment, and ordered to assume immediate command of said 96th Regiment. Upon the receipt of this order, Major Kloeppel will proceed to vacate the Centre Market Armory, now unlawfully occupied by the 96th Regiment, and make immediate report to these Headquarters of his intentions.

“ By order of Major-General ALEXANDER SHALER.

(Signed.)

“ CARL JUSSEN,

“ Lieut.-Col., Q. M. and A. A. D. C.”

All this at the City of New York, in the County and State of New York, on or about the twenty-sixth day of January, in the year one thousand eight hundred and seventy-four.

Specification 2d.—In this, that on or about the twenty-sixth day of January, in the year one thousand eight hundred and seventy-four, at the City of New York, in the County and State of New York, he the said Major Frederick Kloeppel, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, being then and there in command of the said Ninety-sixth Regiment Infantry, and while he the said Major Frederick Kloeppel, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, was with his said Regiment in the possession, use and occupation of a certain Armory known and distinguished as the Centre Market Armory, situated on the second floor of the Centre Market Building, on Grand and Centre Street in the said City of New York, and after the said Major Frederick Kloeppel, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State

of New York, had been ordered by Major-General Alexander Shaler, then and there commanding said First Division, to vacate said Centre Market Armory then as aforesaid occupied by said Ninety-sixth Regiment Infantry, did then and there neglect and refuse to vacate or cause to be vacated the said Centre Market Armory.

All this at the City of New York, in the County and State of New York, on or about the twenty-sixth day of January, in the year one thousand eight hundred and seventy-four.

CHARGE II.—Conduct unbecoming an officer and a gentleman.

Specification.—In this, that he the said Major Frederick Kloeppel, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, having been ordered by his superior officer, Major-General Alexander Shaler, commanding First Division, National Guard State of New York, in words and figures following, that is to say :

“ HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

“ New York, January 24th, 1874.

“ Special Orders, No. 3.

[Extract.]

“ II.—Major Frederick Kloeppel, 96th Regiment, is hereby notified of the arrest of Colonel Andrew Stauff, and of Lieutenant-Colonel Peter Hemmer, of his Regiment, and ordered to assume immediate command of said 96th Regiment. Upon the receipt of this order Major Kloeppel will proceed to vacate the Centre Market Armory, now unlawfully occupied by the 96th Regiment, and make immediate report to these Headquarters of his intentions.

“ By order of Major-General ALEXANDER SHALER.

“ CARL JUSSEN,

“ Lieut.-Col., Q. M. and A. A. D. C.”

did promise and agree to report to the said Major-General Alexander Shaler, commanding First Division, National Guard State of New York, as therein ordered, by eleven o'clock in the morning of the twenty-sixth day of January, in the year one thousand eight hundred and seventy-four, and did wilfully neglect to make good his promise to so report, and did not report, either in writing or in person until

the twenty-seventh day of January, in the year one thousand eight hundred and seventy-four.

All this at the City of New York, in the County and State of New York, on or about the twenty-sixth day of January, in the year one thousand eight hundred and seventy-four.

To which charges and specifications the accused pleaded as follows :

To the First Specification of the First Charge.—“Not Guilty.”

To the Second Specification of the First Charge.—“Not Guilty.”

To the First Charge.—“Not Guilty.”

To the Specification of the Second Charge.—“Not Guilty.”

To the Second Charge.—“Not Guilty.”

FINDINGS.

The Court, having maturely considered the evidence adduced, find the accused Major Frederick Kloeppel, Ninety-Sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, as follows :

Of the First Specification of the First Charge.—Guilty.

Of the Second Specification of the First Charge.—Guilty.

Of the First Charge.—Guilty.

Of the Specification of the Second Charge.—Guilty.

Of the Second Charge.—Guilty.

SENTENCE.

“And the Court does therefore sentence him, the said Major Frederick Kloeppel, Ninety-sixth Regiment Infantry, Second Brigade, First Division, National Guard State of New York, to be CASHIERED.”

II.—In the case of Colonel Andrew Stauf, 96th Regiment, the proceedings and findings are approved and the sentence is confirmed. That the commanding officer of a regiment in the State military service should so far forget the obligations assumed by him in accepting a commission therein, as not only to disregard the wishes and directions of the civil authorities, but also to wilfully disobey the lawful orders of superior military authority, issued in consonance with, and for the enforcement of such wishes and directions, is to be deeply deplored, and the act most severely condemned. Such conduct naturally reflects upon, and degrades the service in the

eyes of the community: and to permit it to go unpunished would be next to offering a premium for insubordination, and tend to undermine the very foundation of our military institution. The conclusions of the Court in this case are fully warranted by the facts set forth, and however painful the duty of confirming the sentence may be, examples are necessary in order that discipline may be maintained, and that the reliance placed upon the National Guard by law abiding citizens, may not be weakened by repetitions of insubordinate acts of its principal officers. Implicit obedience to orders is the grand principle underlying the whole military structure; without it discipline cannot exist, and the National Guard would be more dangerous to the community than the mobs it may be called upon to disperse. In reviewing the proceedings in this case, the opportunity is taken to impress upon the officers and members of the First Division, the importance of this principle, and to caution them against the consequences of disregarding it.

III.—In the case of Lieutenant-Colonel Peter Hemmer, 96th Regiment, the charge of “disobedience of orders,” was coupled with that of “disrespect to a superior officer,” hardly less grave than the first named, and tending decidedly to the aggravation of the offense.

In the case of Major Frederick Kloeppel, 96th Regiment, in addition to being found guilty of “disobedience of orders,” the charge of “conduct unbecoming an officer and a gentleman,” was also proven, materially adding to the gravity of his offense.

The remarks made in the case of Colonel Andrew Stauff are equally applicable to these cases. The proceedings and findings are approved, and the sentence in each case is confirmed.

By order of Major-General ALEXANDER SHALER,

J. HENRY LIEBENAU,

Col., 1st Brig.-Gen'l. Div. Insp. and Act'g Chief of Staff.

Official:

Aide-de-Camp.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.
NEW YORK, May 4th, 1874.

General Orders. }
No. 8.

I.—Upon a review of the proceedings of the Court Martial, convened by General Orders, No. 3, c. s., from these Head-Quarters, the Division Commander desires to compliment the Court upon the prompt dispatch of the business before it, the general good judgment evinced by its decisions, and the admirable shape in which the record was made up and forwarded. In the following named cases, however, the reviewing officer deems it his duty to dissent from the opinions and rulings of the Court, and the proceedings in these cases are therefore disapproved :—

In the cases of Colonels Clark and Porter, where the Court held “that it has no jurisdiction,” and “cannot pass upon” charges against its own members,” the fact is seemingly lost sight of that this Court was appointed under the provisions of Section 235, Military Code, for the special purpose of passing upon delinquencies of *ALL officers returned for absence from parades, etc.*, and therefore it was entirely competent for a majority of the Court to pass upon such a delinquency of one of its members. The result, certainly not contemplated by the law, would otherwise, as in these cases, be, that an officer detailed upon such Courts, would be exempted from the operations of the Section referred to.

II.—The proceedings, findings and sentences in all cases not hereinabove referred to, are hereby confirmed, and the Court Martial of which Colonel Emmons Clark is President, is hereby dissolved.

By order of Major-General ALEXANDER SHALER,

J. HENRY LIEBENAU,

Col., B'vt. Brig.-Gen'l. Div. Insp. and Act'g Chief of Staff.

Official :



Lt.-Col. and A. A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.
NEW YORK, May 11th, 1874.

General Orders, }
No. 9.

I.—This Division will parade for review by his Excellency, the Commander-in-Chief, on Wednesday, the 27th instant.

II.—Line will be formed as follows :

Separate Troop and Washington Greys Cavalry, in the order named, on the west side of Fifth Avenue, right resting on 28th street.

Third Brigade, on the west side of Fifth Avenue, right resting on 29th street.

Battery "B," (in column of sections) on 34th street, between Fifth and Madison Avenues, head of column on Fifth Avenue.

First Brigade, on the east side of Madison Avenue, right resting on 34th street.

Battery "K," (in column of sections) on 30th street, between Fifth and Madison Avenues, head of column on Madison Avenue.

Second Brigade, on the east side of Madison Avenue, right resting on 30th street.

Third Regiment Cavalry, on the east side of Madison Avenue, right resting on 26th street.

Should the ground prescribed for either of the organizations be insufficient, the left will be formed upon any of the contiguous streets (between Fifth and Madison Avenues) not occupied by other organizations.

III.—The column will march in the order above named at four o'clock P. M., and the line of march will be down Fifth Avenue to the point of review which will be announced hereafter.

By order of Major-General ALEXANDER SHALER,

J. HENRY LIEBENAU,

Col., B't. Brig.-Gen'l, Div. Insp. and Act'g Chief of Staff.

Official :



Lt.-Col. and A. A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 20, 1874.

GENERAL ORDERS / No. 10. }

I.—In celebration of the Ninety-eighth Anniversary of the National Independence, this command will parade on the 4th proximo, for review.

II.—The several organizations will be formed in line on the east side of Broadway in the following order :

Separate Troop.

First Troop Washington Greys.

Third Brigade.

Battery " B," in column of pieces.

First Brigade.

Battery " K," in column of pieces. ,

Second Brigade.

Third Regiment Cavalry.

The left of the First Brigade will rest on Broome Street, the remaining organizations will be formed upon it, in the order above specified, at eight o'clock, A. M., and the commanding officers will report to the Chief of Staff, at the corner of Prince Street and Broadway, when their commands are in position.

III.—The route of march and point of review will be announced hereafter.

By order of Major-General ALEXANDER SHALER,

CARL JUSSEN,

Lieut.-Col., Q. M. and A. A. A. G.

Official :

Lt.-Col. and A. A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 30, 1874.

General Orders, }
No. 11. }

I.—His Excellency the President of the United States, is expected to review this command on the occasion of the parade ordered for the 4th proximo.

II.—The route of march will be up Broadway, to and through 14th street, to and up Fifth avenue to Madison Square, where the point of review will be established.

III.—After passing in review the column will be dismissed at 27th street, through which the various organizations will march to the east or west according to the location of their respective armories. Organization whose armories are located above that street may continue up Fifth avenue.

IV.—The streets and avenues named in General Orders No. 10, c. s., from these Head-quarters, and in this order, are designated as the division parade ground for the day.

V.—The commanding officer of Battery “K” will cause a national salute to be fired at meridian, on the Battery.

By order of Major-General ALEXANDER SHALER.

CARL JUSSEN,

Lieut.-Col., Q. M. and A. A. A. G.

Official :

.....
Lieut.-Col. and A. A. D. C.



HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, October 3, 1874.

General Orders,)
No. 12.)

The following appointments on the staff of the Major-General Commanding are announced to take effect from the 5th instant :

Lieutenant-Colonel Henry A. Gildersleeve, 12th Regiment Infantry, N. G. S. N. Y., (formerly U. S. Vols.) to be Assistant Adjutant-General and Chief of Staff, with the rank of Colonel, *vice* Chesebrough resigned.

Lieutenant-Colonel Carl Jussen, Quartermaster, to be Division Inspector with the rank of Colonel, *vice* Liebenau resigned.

Lieutenant-Colonel Cornelius B. Mitchell, Ordnance Officer, to be Division Inspector of Rifle Practice with the rank of Lieutenant-Colonel, original vacancy.

Major John D. Probst, Aide-de-camp, to be Ordnance Officer with the rank of Lieutenant-Colonel, *vice* Mitchell appointed Division Inspector of Rifle Practice.

Captain Henry H. Parker, Aide-de-camp, to be Aide-de-camp with the rank of Major, *vice* Probst appointed Ordnance Officer.

Augustus Belknap, Jr., (late Captain and Brevet Major U. S. Vols.) to be Aide-de-camp with the rank of Captain, *vice* Parker appointed Aide-de-camp with rank of Major.

They will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER,

CARL JUSSEN,

Lieut.-Col., Q. M. and A. A. A. G.

Official :

Lieut.-Col. and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 5, 1874.

General Orders,)
No. 13.)

The following appointment on the Staff of the Major-General Commanding is announced to take effect from this date :

GEORGE W. VAN SLYCK (late Major and Brevet Lieut.-Colonel U. S. Vols.), to be Quartermaster with the rank of Lieut.-Colonel, *vice* JUSSEN appointed Division Inspector.

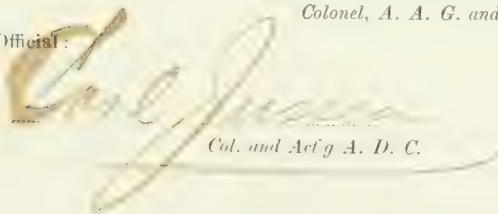
He will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER,

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :

A large, flowing handwritten signature in dark ink, which appears to read "Carl Jussen". The signature is written over a faint, horizontal line.

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 7, 1874.

General Orders, 1
No. 14.)

The following appointments on the Staff of the Major-General Commanding are hereby announced to take effect from this date:

Captain AUGUSTUS BELKNAP, Jr., to be Aide-de-Camp with the rank of Major, *vice* JUSSEN appointed Quartermaster.

CHARLES A. POST (formerly Lieutenant N. G. S. N. Y.) to be Aide-de-Camp with the rank of Captain, *vice* BELKNAP appointed Major and Aide-de-Camp.

They will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALES,

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official:

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 11, 1874.

General Orders, }
No. 15. }

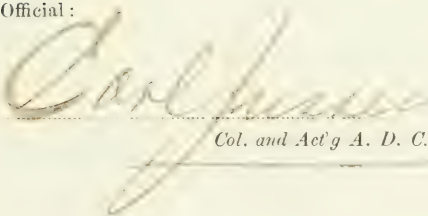
The Major-General Commanding having been granted a leave of absence, Brigadier-General JOSHUA M. VARIAN, Third Brigade, will assume command of the Division from the 12th instant.

By order of Major-General ALEXANDER SHALER,

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :


Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, November 12, 1874.

General Orders, 1

No. 16. 1

I. In compliance with General Orders No. 15, c. s., from these Head-quarters, the undersigned hereby assumes command.

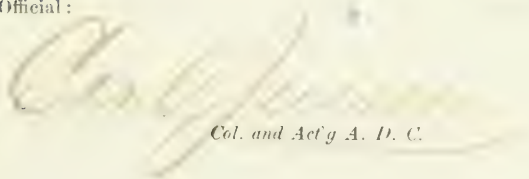
II. Official papers and correspondence will be addressed as heretofore.

III. The Brigadier-General Commanding announces that he will be found by all officers of the Division desiring a personal interview, at the armory of the 8th Regiment, N. G. S. N. Y., 23d street, between 7th and 8th avenues, on Monday evening of each week.

JOSHUA M. VARIAN.

Brigadier-General.

Official :



Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 22, 1874.

Circular No. 1.

I. The point of review for the parade ordered by General Orders No. 9, c. s., from these Head-Quarters, will be established at the Fifth avenue entrance to Washington Square.

II. In passing in review the "general rules for review" so far as applicable, will be observed, and particular attention is directed to Paragraphs 770 and 776, Upton's Revised Infantry Tactics.

III. After passing in review the column will be dismissed, and upon leaving the square the several organizations will turn to the right if their armories are located West, and to the left if located East of Fifth Avenue.

By order of Major-General ALEXANDER SHALER,

J. HENRY LIEBENAU,

Col., Bvt. Brig.-Gen'l, Div. Insp. and Act'g Chief of Staff.

Official:

Carl Jussen
Lt.-Col. and A. A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, December 17, 1874.

Circular No. 2.

Delinquencies and delays in forwarding returns and reports have become so numerous and aggravated, as to make it necessary to call the attention of Commandants to their neglect in respect to the same, and to the penalties attached thereto.

Commanding Officers are also reminded that the interests of the members of their several organizations are seriously prejudiced by such plain omissions of duty.

Those who have not complied with the requirements of General Orders No. 3, series 1870, from these Head-quarters, in respect to returns to the Commissioner of Jurors, will do so at once; and all reports and returns now due from Commandants of Brigades will be forwarded without further delay.

It is confidently hoped that the several officers of the Division who have made the issuing of this circular necessary, need only to be put in mind of their duty to secure its diligent performance

By order of Brigadier-General JOSHUA M. VARIAN, Commanding.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, March 11, 1875.

General Orders, 1
No. 1.)

The Major-General having reported for duty from leave of absence, hereby resumes the command of the Division.

Brigadier-General JOSHUA M. VARIAN, 3d Brigade, and Colonel EMMONS CLARK, 7th Regiment, will at once resume their proper commands.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :



Col. and Act'g A. D. C.


HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, March 13, 1875.

General Orders, }
No. 2. }

Pursuant to the provisions of Section 235 of the Military Code, a Court Martial is hereby ordered to pass upon the delinquencies of Officers "absent from any parade, encampment, drill, or meeting for instruction," during the year 1874, held pursuant to Orders from these Head-quarters.

DETAIL FOR THE COURT.

Brigadier-General William  Ward, 1st Brigade.

Colonel Edward Gilon, 55th Regiment.

Lieutenant-Colonel Peter Kraeger, 5th Regiment.

The Court will assemble at the "Rendezvous," Nos. 7, 9 and 11 West 13th Street, on Thursday, April 8th next, at 8 o'clock p. m.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 4, 1875.

General Orders, }
No. 3. }

I.—Pursuant to orders from General Head-Quarters under date of the 1st instant, the infantry and cavalry organizations of this command will engage in rifle practice at Creedmoor, as follows:

1st.—Two companies from each of the regiments composing the Third Brigade will practice on the 14th, 17th, 18th, 21st, and 24th instant, except the Seventh Regiment companies, which are excused from practice on the 17th and 18th instant.

2d.—Three companies of the Third Regiment cavalry will practice on the 17th and 18th instant, and the remaining companies of that regiment, together with the Separate Troop of cavalry, the First Troop Washington Greys, and the remaining companies of the Seventh Regiment Infantry, will practice on the 25th instant.

II.—The dates for the practice of the regiments composing the First and Second Brigades will be announced in subsequent orders.

III.—Transportation, ammunition and scoring tickets for the practice herein ordered, will be furnished by Brigadier-General KILBURN KNOX, Chief of Ordnance and Acting Quartermaster-General, S. N. Y., through the Inspectors of Rifle Practice, upon requisitions in duplicate.

IV.—The troops will leave Hunter's Point not later than 9.30, A. M., on the days named, but will return as soon as the practice is concluded, at an hour to be designated by the commanding officers respectively.

V.—The practice will be conducted in conformity with the provisions of Circular No. 1, c. s., from the office of the General Inspector of Rifle Practice and the rules of the National Rifle Association, and be supervised by the Division, Brigade, and Regimental Inspectors of Rifle Practice.

VI.—The practice for the "Marksman's Badge," as provided for in the Circular above quoted, by the officers and members of the Third Brigade, will take place on the 18th and 25th instant, at 3.30.

p. m., and be supervised by the Brigade Inspector of Rifle Practice. Any officer or member of the brigade who has been reported to the Brigade Inspector of Rifle Practice, on or prior to the days of practice, as competent, will be admitted to these competitions without preliminary practice.

VII.—Colonel CARL JUSSEN, Division Inspector, is announced as Acting Chief of Staff, and Major HENRY H. PARKER, A. D. C., as Division Inspector of Rifle Practice, during the absence on leave of Colonel HENRY A. GILDERSLEEVE, Chief of Staff, and Lieutenant-Colonel CORNELIUS B. MITCHELL, Division Inspector of Rifle Practice, who accompany the Team of American Riflemen to Ireland, the former as Captain of the Team and the latter as Referee in the International Match, which takes place near Dublin, Ireland, on the 29th instant.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 16, 1875.

General Orders, }
No. 4. }

I.—This command will parade in celebration of the Ninety-ninth Anniversary of the Declaration of Independence of the United States and for review by His Honor the Mayor of the City on the 4th proximo.

II.—The troops will be formed in close columns, the head of each column resting on Fifth avenue, as follows :

Separate Troop Cavalry, in line, on Fifth avenue, between 23d and 22d streets.

Third Brigade on West 22d street.

Battery "B" on West 21st street.

First Troop Washington Greys on East 21st street.

First Brigade on West 20th street.

Battery "K" on East 20th street.

Third Regiment Cavalry on East 19th street.

Second Brigade on West 19th street.

III.—The Division will march in the order of formation, at eight o'clock, A. M., and the route of march will be down Fifth avenue and South Fifth avenue, to and through Canal street, to and up Broadway to the point of review, on the Plaza at Union Square. The column will be dismissed at 17th street and Fourth avenue.

IV.—The Division Staff will assemble at the "Rendezvous," at 7:15 o'clock, A. M., mounted and in full uniform.

V.—The Commanding Officer of Battery "B" will cause a national salute to be fired on the Battery at meridian.

By order of Major-General ALEXANDER SHALER.

CARL JUSSEN,

Colonel, A. A. A. Gen'l, and Act'g Chief of Staff.

Official :

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 30, 1875.

General Orders,)
No. 5.)

I.—The proceedings, findings and sentences of the Court Martial convened by General Orders, No. 2, c. s., from these Head-Quarters, with the exception of the fine of five dollars imposed on Captain JULIUS WILLING, Fifth Regiment Infantry, which is remitted pursuant to the recommendation of the Court, are hereby approved and confirmed.

II.—The Court Martial of which Brigadier-General WILLIAM G. WARD is President is hereby dissolved.

By order of Major-General ALEXANDER SHALER.

CARL JUSSEN.

Colonel, A. A. A. Gen'l, and Act'g Chief of Staff.

Official:

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, August 2, 1875.

General Orders, }
No. 6. }

I.—In conformity with General Orders. No. 2, c. s., from General Head-Quarters, the First and Sixth Regiments Infantry will be immediately mustered out of the service.

II.—The Commanding Officers of the Second and Third Brigades will cause the organizations referred to, to be assembled for muster-out as soon as practicable, will designate the mustering officer and report to these Head-Quarters upon the completion of the disbandment.

III.—The attention of the Commissioned Officers rendered supernumerary is hereby directed to Sec. 24, M. C.

By order of Major-General ALEXANDER SHALER.

CARL JUSSEN,

Colonel, A. A. A. Gen'l, and Act'g Chief of Staff

Official:

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, August 27, 1875.

General Orders, }
No. 7. }

The organizations of this Division will proceed to Creedmoor for further rifle practice in accordance with instructions from General Head-Quarters, and with the circulars from the office of the General Inspector of Rifle Practice, as follows :

I.—The cavalry organizations on FRIDAY, the 3d proximo. The practice will be in the 3d and 2d Class, and if time permits, in the 1st Class, and for the Marksman's Badge.

II.—The members of the infantry organizations who have not passed to the 2d and 1st Classes, as follows :

3d Brigade,	on Monday,	6th proximo.
2d " "	Friday,	10th "
1st " "	Monday,	13th "

III.—The members of the infantry organizations who have not passed to the 1st Class, nor qualified to compete for the Marksman's Badge, as follows :

3d Brigade,	on Friday,	17th proximo.
2d " "	Monday,	20th "
1st " "	Friday,	24th "

IV.—All the details in reference to transportation and to the practice will be observed as heretofore prescribed in orders and circulars from General Head-Quarters.

By order of Major-General ALEXANDER SHALER.

CARL JUSSSEN,

Colonel, A. A. A. Gen'l, and Act'g Chief of Staff.

Official :

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, September 27, 1875.

General Orders, }
No. 8. }

I.—This Division will parade for review by His Excellency the Commander-in-chief, on the 13th proximo.

II.—Line will be formed at 3 o'clock, P. M., on the east side of Fifth Avenue in the following order:

Third Brigade.

First Brigade.

Second Brigade.

Battery "B," in column of pieces.

Battery "K," in column of pieces.

Separate Troop.

First Troop Washington Greys.

the right of the line resting on 30th street.

III.—The point of review will be established at the Worth monument, and the column will be dismissed after passing in review.

IV. The provisions of Circular No. 2, from these Head-Quarters, dated July 1874, will be observed in so far as applicable.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official:

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, December 20, 1875.

General Orders, }
No. 10. }

I.—In compliance with General Orders, No. 31, current series, from General Head-Quarters, the following disbandments and transfers are hereby announced.

1st.—The Fifty-fifth, Seventy-ninth, Eighty-fourth and Ninety-sixth Regiments Infantry are disbanded, and the officers thereof rendered supernumerary.

2d.—The Fifth Regiment Infantry is transferred to the First Brigade.

3d.—The Ninth and Seventy-first Regiments Infantry are transferred to the Second Brigade.

4th.—The Sixty-ninth Regiment Infantry is transferred to the Third Brigade.

II.—In the disbandment of the Fifty-fifth, Seventy-ninth, Eighty-fourth and Ninety-sixth Regiments Infantry (with which the Commanding Officers of the several Brigades of which they now form a part, are respectively charged), the detailed instructions contained in General Orders, No. 14, series of 1868, from General Head-Quarters, will be strictly complied with.

III.—Upon the receipt of this order, the Commanding Officers of the several organizations transferred will immediately report in writing, to the Commanding Officers of the Brigades to which they are transferred.

IV.—The Commanding Officers of the several Brigades will upon receipt of this order transmit the retained copies of the muster and inspection rolls and the last quarterly return, of the organizations transferred from their respective Brigades, to the Commanding Officers of the Brigades to which they are transferred, with such other official papers pertaining to the same which may remain to be acted on.

V.—The attention of all officers rendered supernumerary hereby is directed to Section 24, Military Code.

VI.—Upon the completion of the disbandments (which will be proceeded with without delay) and of the transfers ordered respectively, the several Brigade Commanders will make report thereof in writing to these Head-quarters.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official:

Carl J. ...
Col. and Act'g A. D. C.



HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, August 30th, 1875.

Circular No. 1.

The members of the infantry organizations of the Division now in the first class, or who may be certified to as qualified to compete for the Marksman's Badge, will practice on Tuesday, the 7th proximo.

The practice ordered in paragraph III, General Orders, No. 7, C. S., from these Head-quarters, will be postponed until further orders ; and that ordered in paragraph II, of the same order, will take place on the days named for the brigades respectively, in paragraphs II and III ; one half of the companies of each regiment practicing on the first, and the remaining half on the second day named.

By order of Major-General ALEXANDER SHALER,

CARL JUSSEN,

Colonel, and A. A. A. G.

Official :

.....
.....and A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, December 20, 1875.

Circular.

It is desirable that all organizations of this Divisions intending to participate in the Centennial Ceremonies at Philadelphia next year, should report such intention to these Head Quarters as soon as practicable, designating the proposed time of departure from this city and length of stay there.

The Major-General commanding is in communication with the authorities on this subject, and will give the matter of aiding such organizations in the furtherance of that intention, his personal attention.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, March 21, 1876.

General Orders, }
No. 1. }

I. The following appointments on the staff of the Major-General Commanding are announced to take effect from the 27th instant :

ALVANUS W. SHELDON (formerly U. S. Vols.), to be Judge Advocate with the rank of Colonel, *vice* FOWLER resigned.

Lieutenant-Colonel CORNELIUS B. MITCHELL, Inspector of Rifle Practice, to be Chief of Artillery with the rank of Colonel, *vice* TELLER resigned.

WILLARD B. FARWELL to be Inspector of Rifle Practice, *vice* MITCHELL appointed Chief of Artillery.

Captain CHARLES A. POST, Aide-de-Camp, to be Aide-de-Camp with the rank of Major, *vice* PARKER resigned.

ELIJAH ALLIGER (formerly U. S. Vols.), to be Aide-de-Camp with the rank of Captain, *vice* POST appointed Aide-de-Camp with the rank of Major.

They will be obeyed and respected accordingly.

II. Colonel JOSIAH PORTER, 22d Regiment, is relieved from duty as Acting Chief of Artillery, with the thanks of the Major-General Commanding for the efficient service rendered in that position

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, March 28, 1876.

General Orders, }
No. 2. }

Pursuant to Section 235 of the Military Code, a Court Martial is hereby ordered for the trial of the officers in the several brigades above the rank of captain and of all officers belonging to the cavalry and artillery organizations of this division who have been returned as "absent from any parade, encampment, drill or meeting for instruction," held pursuant to orders during the year 1875.

DETAIL FOR THE COURT:

Colonel GEORGE D. SCOTT, 8th Regiment.

Lieutenant-Colonel S. VAN RENSSALAER CRUGER, 12th Regiment.

Major EDWIN A. MCALPINE, 71st Regiment.

The Court will assemble at the "Rendezvous," Nos. 7, 9 and 11 West 13th street, on THURSDAY, April 20th next, at 8 o'clock, P. M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official:

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 6, 1876.

General Orders, }
No. 3. }

I. —The Infantry and Cavalry organizations of this command will engage in rifle practice at Creedmoor, as follows :

FOR THE MARKSMAN'S BADGE.

By all members who are now Marksmen and those who are in the First Class.

Of the Infantry organizations, on the 15th instant.

Of the Cavalry " " 19th "

FOR THIRD CLASS PRACTICE.

Third Brigade, on the 22d instant and 9th and 22d proximo.

Second " " 29th " " 12th and 23d "

First " " 2d, 15th, and 26th proximo.

Three companies of each regiment will practice on each of the two days first named for each brigade, and the remaining companies on the last day.

II.—The troops will leave Hunter's Point on the 8:30 A. M. train, and will return as soon as the practice is concluded, at an hour to be designated by the commanding officers respectively. Requisitions for transportation, ammunition, and scoring tickets must be made on the Chief of Ordnance and Acting Quartermaster General, S. N. Y., through the inspectors of rifle practice, at least twenty-four hours before the time of departure.

III.—The practice will be conducted in conformity with the provisions of Circular No. 3, c. s. from the office of the General Inspector of Rifle Practice and the rules of the National Rifle Association, and will be supervised by the Division, Brigade and Regimental Inspectors of Rifle Practice.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE.

Colonel, A. A. G. and Chief of Staff.

Official :

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 11. 1876.

General Orders, {
No. 4. }

I. The following appointment on the staff of the Major-General Commanding is announced to take effect from this date:

EDGAR BEACH VAN WINKLE (formerly U. S. Vols.) to be Division Engineer with the rank of Colonel, *vice* MECHAN resigned.

He will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALES.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official:

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 22, 1876.

General Orders, {
No. 5. }

I. For the purpose of taking part in the great popular demonstration of the citizens of this city on the night of July 3d, 1876, in celebration of the one hundredth anniversary of the Independence of the United States, this Division will parade on the evening of that day in full uniform.

II. The General, Field and Staff officers, the cavalry and officers of the artillery, will parade dismounted. The cavalry and artillery will be armed with sabres only, and will be provided with torches. The artillery will parade without guns.

III. The troops will form at 9 o'clock, p. m., in close column, the head of each column resting on Third Avenue, facing east, as follows:

Third and First Brigades on East 22d street.

Second Brigade on East 21st street.

And they will march in the order named.

IV. The Major-General commanding having accepted the invitation of the General Committee on the Centennial Celebration to act as Grand Marshal of the Illuminated Procession, Brigadier-General JOSHUA M. VARIAN, 3d Brigade, will on that occasion assume command of the Division.

V. The cavalry and artillery organizations will report as follows:

The Separate Troop, to the Grand Marshal, at the Rendezvous, at 8 o'clock, p. m.

The First Troop Washington Greys, to the Commanding Officer of the Division, at 22d street and Third avenue, at 8:45 o'clock, p. m.

Three Troops of the 3d Regiment Cavalry, to the Commanding Officer Third Brigade, at 22d street and Third avenue, at 8:45 o'clock, p. m.

Four Troops of the 3d Regiment Cavalry, to the Commanding Officer First Brigade, at 22d street, west of Third avenue, at 8:45 o'clock, P. M.

One Troop of the 3d Regiment Cavalry, and Batteries "B" and "K," to the Commanding Officer Second Brigade, on 21st street and Third avenue, at 8:45 o'clock, P. M.

VI. The Commanding Officer Battery "B," will detail one platoon to fire a salute at midnight, at a point to be hereafter designated.

VII. The Division Staff will report as Aids to the Grand Marshal, at the Rendezvous, at 8 o'clock, P. M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, July 8, 1876.

General Orders, }
No. 6. }

I.—The Cavalry and Infantry organizations of this command will conclude the rifle practice at Creedmoor begun in compliance with General Orders No. 3, c. s., from these Head-Quarters, as follows:

FOR THIRD CLASS PRACTICE.

One Battalion of the Third Regiment Cavalry and the Separate Troop on the 17th instant.

One Battalion of the Third Regiment Cavalry and the First Troop Washington Greys on the 4th proximo.

First Brigade, one-half on the 3d and one-half on the 17th proximo.

Second Brigade, one-half on the 31st instant and one-half on the 14th proximo.

Third Brigade, one-half on the 28th instant and one-half on the 11th proximo.

FOR SECOND CLASS PRACTICE AND THE MARKSMAN'S BADGE.

Third Regiment Cavalry, Separate Troop and First Troop Washington Greys, on the 31st proximo.

First Brigade on the 28th proximo.

Second Brigade on the 25th proximo.

Third Brigade on the 24th proximo.

The second class practice for infantry to be at 300 and 400 yards.

II.—Brigade Commanders will designate a field officer to command and detail a medical officer to accompany the detachments of their commands upon each occasion.

III.—The senior cavalry officer present will assume command of the cavalry detachments, and the Commanding Officer of the Third Regiment Cavalry will detail a medical officer to accompany them upon each of the days named for cavalry practice.

IV.—The provisions of Paragraphs II and III, General Orders No. 3, c. s., from these Head-Quarters are made applicable to this practice.

V.—Upon the completion of each day's practice the senior Rifle Inspector present will make a written report to these Head-Quarters *direct*, of the service performed under the provisions of this order, which will embrace all violations or evasions of prescribed regulations or orders governing rifle practice, as well as all infractions of discipline, with the designation of the organization in which they may occur and the name of the officer in command at the time.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official:

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, July 21, 1876.

General Orders, }
No. 7. }

The following appointments on the staff of the Major-General Commanding are announced to take effect from this date :

JOHN C. BARRON, M. D., to be Division Surgeon with the rank of Colonel, *vice* CHEESMAN resigned.

AUGUSTUS G. PAINE to be Division Quartermaster with the rank of Lieutenant-Colonel, *vice* VAN SLICK resigned.

They will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,
Colonel, A. A. G. and Chief of Staff.

Official :

.....
Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, August 25, 1876.

General Orders, }
No. 8. }

I. The proceedings, findings and sentences of the Court Martial convened by General Orders, No. 2, c s. from these Head-Quarters, are hereby approved and confirmed.

II. The Court Martial of which Colonel GEORGE D. SCOTT, 8th Regiment, is President, is hereby dissolved.

By order of Major-General ALEXANDER SHALER.

CARL JUSSEN,

Colonel, Division Inspector and Act'g A. A. G.

Official :

.....

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, September 15, 1876.

General Orders, }
No. 9. }

I.—The following rules governing the use of the "Plaza" at Union Square by the National Guard, prescribed by the Board of Commissioners of the Department of Public Parks, are hereby promulgated and will in future be strictly observed :

FOR OCCASIONS IN WHICH MILITARY BODIES ARE TO BE RECEIVED OR REVIEWED.

"I.—An application from a Regimental or Brigade commander of the First Division National Guard of the State of New York, or from the Major-General commanding the same, is to be addressed to the President of the Department of Public Parks, at least twelve hours in advance of the proposed use of the ground.

"II.—A sufficient guard is to be detailed to be on the ground half an hour before the time fixed for the review, at which time the park-keeper on duty will turn over to the officer of the guard the committee room (to be used as a guard room), the platform, and all the ground to the northward of it.

"III.—An officer of the guard is to be named in the application, whose duty it will be to keep the ground for the review clear, prevent climbing on the flagstuffs, ironwork, railing or walls; regulate the occupation of the platform, and who shall be responsible for such fixtures and furniture belonging to the Department of Public Parks as are made use of.

GENERAL RULES.

"I.—No procession or military column shall be formed or halted on the lines of railroad.

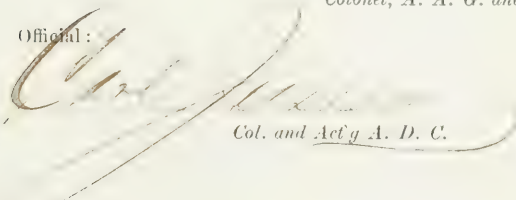
"II.—Processions and military columns approaching or leaving the Muster Ground shall be so divided and ordered that at intervals not exceeding ten minutes, cars waiting on the rails shall have opportunity to cross the line of march."

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official:



Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, September 19, 1876.

General Orders, }
No. 10. }

I.—This Division will parade for review by His Excellency the Commander-in-Chief, on Tuesday, the 3d proximo.

II.—Line will be formed on Fifth avenue, facing eastward, in the following order from right to left, the left of the Second Brigade resting on 53d street :

The Separate Troop.
The First Troop, Washington Greys.
The Third Brigade.
Battery "B."
The First Brigade.
Battery "K."
The Second Brigade.
The Third Regiment Cavalry.

The formation will be completed at 4 o'clock, P. M.

III.—The following necessary modifications of the prescribed forms for review, will be observed :

1st. The rear rank of the infantry will be aligned upon, the cavalry rank against, and the artillery in column of sections, (pieces in battery) along the curb.

The distances between ranks will be diminished as follows: For the infantry, two yards from the rear to the front rank, two yards from the front rank to the line of company officers, one and three yards respectively from the line of company officers to the croup of the field officers and commandant's horses.

The cavalry file closers will be in rank, the chiefs of platoon, troop, battalion, and regimental commanders, respectively, one, two, three and four yards from head to croup of horses, in advance of the rank.

The chiefs of platoon and battery commanders, respectively, one and three yards from muzzle of pieces to croup of horses, in advance.

The brigade commanders with their staffs and orderlies will take post on the right of their respective brigades and slightly in advance of the line of regimental commandants. They will cause their commands to salute upon the arrival of the reviewing officer at a point twenty yards from the right of their brigades, and to carry arms when the salute is acknowledged. The same rule will govern the commandants of the cavalry and artillery organizations on the approach of the reviewing officer.

2d. When the reviewing officer has passed the left of each of the organizations named, they will move forward to the opposite side of the avenue and align, with the front rank of the infantry upon, the cavalry rank against, and the artillery in column of sections, (pieces in battery) along the curb.

The distances between the ranks will be the same as before.

The field officers of the infantry organizations will take post on the right of their regiments.

The company officers, battalion and regimental commanders of the cavalry organizations will take post on the right of their respective troops, battalions and regiments. The cavalry file closers will take post one yard in rear of the rank.

The artillery officers will take post on the right of their respective batteries.

When the reviewing officer has passed along the rear and cleared the right of each of the organizations named, they will be formed in column to pass in review.

IV.—The line of march will be down Fifth avenue to the Worth monument where the point of review will be established.

V.—Care will be taken to observe the prescribed intervals between the several organizations, both in the formation and the passage in review. The interval between the *separate* troops will be sixteen and that between the batteries or troops and adjoining brigades, sixty yards.

VI.—After passing in review the several organizations will march to their armories by the shortest available route, turning in the proper direction as soon as practicable, in order that lines of travel may not be unnecessarily obstructed.

VII.—The division staff will assemble, mounted and in full uniform, at the Rendezvous (Nos. 7, 9 and 11 west 13th street), at 1 o'clock, P. M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, February 20, 1877.

General Orders, }
No. 1. }

The following appointment on the Staff of the Major-General Commanding, is announced to take effect from this date :

E. HARRISON SANFORD, to be Inspector of Rifle Practice with the rank of Lieutenant Colonel, *vice* FARWELL, resigned.

He will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :

.....
Colonel, and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, March 3, 1877.

General Orders, }
No. 2. }

The following promotion and appointments on the staff of the Major-General Commanding, are announced to take effect from this date :

Major AUGUSTUS BELKNAP, A. D. C., to be Ordnance Officer with the rank of Lieutenant-Colonel, *vice* PROBST, resigned.

Captain ELIJAH ALLIGER, A. D. C., to be Aide-de-Camp with the rank of Major.

First Lieutenant JOHN R. ANDREWS, 7th Regiment, to be Aide-de-Camp with the rank of Captain, *vice* ALLIGER, promoted.

They will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALES.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :

A large, flowing handwritten signature in brown ink, which appears to read "George S. Shaler". The signature is written over a faint horizontal line.

Colonel, and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, April 7, 1877.

General Orders, }
No. 3. }

Pursuant to Section 235 of the Military Code, a Court Martial is hereby ordered for the trial of the officers in the several brigades above the rank of captain and of all officers belonging to the cavalry and artillery organizations of this division, who have been returned as "absent from any parade, encampment, drill or meeting for instruction," held pursuant to orders during the year 1876.

DETAIL FOR THE COURT:

Colonel JOHN WARD, 12th Regiment.

Colonel JAMES CAVANAGH, 69th Regiment.

Colonel RICHARD VOSE, 71st Regiment.

The Court will assemble at the armory of the 12th Regiment, Broadway and 45th street, on THURSDAY, May 3d, 1877, at 8 o'clock, P. M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official:

Colonel, and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, April 27, 1877.

General Orders, }
No. 4.

1.—The rifle practice of this Division at Creedmoor, for the season of 1877, will be conducted as follows:

1.—The first practice for each brigade, and for the cavalry organizations as below assigned, will be for the Marksmen's Badge, by the present marksmen and by all who may be certified to be sufficiently skilled, *vide* Wingate's Manual, par. 288. All who may qualify will be exempt from further practice during the year.

First Brigade,	on May 10.
Second "	" " 11.
Third "	" " 14.
Cavalry organizations, "	" " 18.

2.—The second practice will be for all members in the third class, either by regiments or detachments as may be directed by the several Brigade Commanders, upon the following days:

First Brigade,	on May 21, and June 7 and 22.
Second "	" 28, " 8 " 25.
Third "	" 31, " 11 " 28.
Cavalry organizations,	on June 18.

3.—The third practice will be the final practice for all members who may then remain in the third class, either by wings from each regiment or otherwise, as may be determined by the several Brigade Commanders, upon the following days:

First Brigade,	on August 2 and 17.
Second "	" " 3 " 20.
Third "	" " 6 " 23.
Cavalry organizations,	" " 13.

4.—The fourth practice will be for all members in the second class, and for the Marksmen's Badge by all who may have qualified in the third class but failed to become first-class shots, as follows:

First Brigade,	on August 30.
Second "	" " 31.
Third "	" " Sept. 3.

5.—In addition to the above, three days are assigned to each brigade, which may, at the option of the Brigade Commander, be substituted for either of the other days assigned to it, or be used in addition to the regular days, if deemed necessary and further time be required for carrying out the course of practice determined upon. Should this option be made use of, timely notice must be given to the General Inspector of Rifle Practice, S. N. Y., the Chief of Ordnance, S. N. Y., and the Superintendent of the Range. The following are the days so assigned:

First Brigade,	on July 9, and September 10 and 17.
Second "	" " 19, 20 and 23.
Third "	" " 13 and 16, and September 14.

II.—All members failing to qualify on any day of practice, will be required to repeat the practice on the same day as often as may be necessary and practicable; after members have qualified in any class, the use of the ammunition issued by the State for further practice in that class by such members, is forbidden.

III.—On any practice day, as soon as men qualify in any class, they will be practiced in the next class, as far as time will permit.

IV.—Brigade Commanders will direct details of scorers to be made for each regimental organization or detachment, from the other regiments of their brigades. They will also issue the necessary orders for carrying out the provisions of this order without delay, a copy of which, as well as of the regimental or troop orders issued in pursuance hereof, will be forwarded at once to the Chief of Ordnance, S. N. Y., who has decided to detail an officer of the Ordnance Department to arrange for the transportation of the troops to Creedmoor, and to issue the required ammunition upon the range. Requisitions for transportation or ammunition are not necessary. Empty shells must be turned in at the magazine upon the range, on the day when expended, where they will be receipted for. They will not be credited to the several organizations until received and counted at the State Arsenal.

V.—Commanding officers will make the necessary details for guard duty, and give such instructions as will insure good order and discipline, in going to, returning from and while upon the range; which instructions will embrace the control of that part of the range assigned to the use of the troops and prevent any interference with the privileges of the members of the National Rifle Association.

VI.—The attention of Brigade Inspectors of Rifle Practice is called to Circular, No. 4, current series, from the office of the General Inspector of Rifle Practice, S. N. Y.

VII.—The following appointment on the staff of the Major-General Commanding, is announced to take effect from this date:

JOHN H. ISELIN, to be Aide-de-Camp, with the rank of Captain, *vice* ANDREWS, failed to qualify.

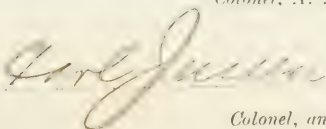
He will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE.

Colonel, A. A. G. and Chief of Staff.

Official:



Colonel, and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, May 16, 1877.

General Orders, }
No. 5. }

I.—The Division will parade on the 30th instant to participate in the ceremonies of Decoration Day, and to escort the organizations parading under the direction of the Grand Marshal of the day.

II.—The formation will be in close column, the heads of columns resting on Madison avenue, in the following order :

The Separate Troop, on 24th street.

The First Troop Washington Greys, on 25th street.

The Third Brigade, on 27th and 28th streets, east and west of Madison avenue.

Battery "B," on 29th street, east of Madison avenue.

The First Brigade, on 29th street, west of Madison avenue, and on 30th street, east and west of Madison avenue.

Battery "K," on 31st street, east of Madison avenue.

The Second Brigade, on 31st street, west of Madison avenue, and on 32d street, east and west of Madison avenue.

The Third Regiment Cavalry, on 33d street, east and west of Madison avenue, by battalions.

The troops will be prepared to march at 10 o'clock, A. M.

III.—The line of march will be up Madison avenue, in the order above given, to and through 34th street, to and down Fifth avenue, to and through 14th street, to and down Broadway, to Chambers street.

IV.—The honors of a marching salute will be paid to His Honor the Mayor of the City, accompanied by the members of the Common Council and the Heads of Departments, at the Worth Monument.

V.—Line will be formed on Broadway, the right resting on Chambers street, upon the arrival of the head of the column at that point, for the passage of the organizations under escort. The rules prescribed in the first section of Paragraph III, of General Orders No. 10, series 1876 from these Head-Quarters, will govern in this formation, the salute being given to the Grand Marshal upon approaching the left of the several organizations and in the manner therein directed.

VI.—When the rear of the escorted organizations has passed the right of the line, the Division will “break from the right to march to the left,” by regiments and proceed up Broadway to Union Square, where the parade will be dismissed. Organizations whose armories are located south of 14th street may however, at the option of their Brigade or immediate Commander, leave the column upon its formation or upon arriving opposite their armory locations. All organizations will march to their armories by the shortest available route, turning in the proper direction as soon as practicable, in order that lines of travel may not be unnecessarily obstructed.

VII.—The Division Staff will assemble, mounted and in full uniform, at the Rendezvous (Nos. 7, 9 and 11 West 13th Street), at 9 o'clock, A. M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official:

A large, flowing handwritten signature in dark ink, likely belonging to Charles J. Smith, is written over a horizontal line.

Colonel, and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, July 23, 1877.

General Orders, }
No. 6. }

In obedience to orders from the Commander-in-Chief, this Division will assemble, armed and fully equipped, at the armories of the several organizations, without delay.

By order of Major-General ALEXANDER SHALES.

CARL JUSSEN.

Colonel, Division Inspector, and Acting A. A. G.

Official:

A. J. DeLoach

Col. and Actg. A. A. G.

St. Col. 8000-000

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, July 30, 1877.

General Orders, }
No. 7. }

I. The Commander-in-Chief in ordering the dismissal of the troops of this Division, on the evening of the 27th instant, directed that his commendation of the promptitude and alacrity with which they responded to the call to duty as well as their excellent behavior while under arms, be communicated to them.

II. In transmitting the commendations of the Commander-in-Chief, it is with sincere gratification that the Major-General Commanding adds his testimony to the readiness, obedience and patient endurance, so conspicuously shown by the officers and men of the Division. That a resort to the weapons with which the troops are armed, against their erring and misguided fellow-citizens, was not made necessary, is in itself an acknowledgment of the well-earned reputation for efficiency of the National Guard.

To the 7th, 12th, 22d, and 71st Regiments, which were directed to hold themselves in readiness to co-operate with the Police authorities under the instructions of His Honor the Mayor (although owing to the excellent management of the Police force, no actual service was required of them), the Major-General Commanding is requested to convey the thanks of the Municipal authorities for the excellent spirit evinced on the occasion referred to.

Upon the 8th and 9th Regiments devolved the more arduous and trying duty of aiding the authorities in other cities of the State. Both organizations return with the thanks of the officers under whom they temporarily performed service and the merited encomiums of their fellow-citizens.

The thanks of the Major-General Commanding are tendered to the members of the Division Staff for their prompt response to the call for duty and for the zeal displayed in the discharge of it.

The untiring energy of the Division Inspector and Acting Chief of Staff merit a special recognition, and it is with great pleasure that his efficiency and the value of his ceaseless labors are officially acknowledged.

For the facilities courteously furnished at Division Head-Quarters for the transaction of official business, by the President and the Commissioners of the Fire Department, and the aid given by their subordinates, the sincere thanks of the Major-General Commanding are due and hereby tendered.

By order of Major-General ALEXANDER SHALER.

CARL JUSSEN,

Colonel, Division Inspector, and Acting A. A. G.

Official:

Lt.-Col. and Ordnance Officer.

NEW YORK, August 10, 1877.

General Orders, }
No. 8. }

I. The following extract from special orders from General Head-Quarters are hereby promulgated:

"The Commander-in-Chief has had under consideration the appeal of Captain WILLIAM CUSHING, 69th Regiment National Guard, from the sentence of a Court-Martial convened pursuant to General Orders, No. 2, Head-Quarters of the Third Brigade National Guard, and is, upon the recommendation of the Judge Advocate-General, to whom the appeal was referred, pleased to commute the same so that Captain CUSHING be publicly reprimanded for the offence for which he was adjudged guilty. * * * * *

"Major-General ALEXANDER SHALER, commanding First Division, N. G. S. N. Y., is hereby charged with the execution of this order.

"By order of the COMMANDER-IN-CHIEF.

(Signed,)

"FRANKLIN TOWNSEND,

Adjutant-General."

II.—It appears from information received at these Head-Quarters that the offence of which Captain CUSHING was found guilty, was that on two occasions he refused compliance with the directions of the regimental commandant, communicated through the Adjutant, to make a detail from his company for the purpose of equalizing the companies of the regiment. In substituting the original sentence of the Court for the one finally passed upon him, the previous excellent record of Captain CUSHING was, it appears, considered in mitigation, and under ordinary circumstances the military authorities of the State would hardly deem the penalty adequate to the offence, for without a ready and unquestioning obedience to orders on the part of all, but more particularly on the part of officers, the military service would become valueless and impotent. The fact that the record of the accused was found to be good to the time of the occurrences in question, makes it the more surprising that as an officer of experience in the National Guard, he could so far forget his duty, the respect due to his superior and to his own position, as to wilfully disobey a lawful order.

If Captain CUSHING shall by his conduct and a strict observance of that most important rule—implicit obedience to orders—in the future fail to furnish an example worthy of imitation by his subordinates, the lenity shown in this case by the Commander-in-Chief will be deemed to have been misplaced and undeserved. He will resume his sword and return to duty.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official:

Colonel and Act'g. A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, August 17, 1877.

General Orders, }
No. 9. }

I. The proceedings, findings and sentences of the Court Martial convened by General Orders No. 3, c. s., from these Head-Quarters, are hereby approved and confirmed, except that in the case of Lieutenant-Colonel S. V. R. CRUGER, 12th Regiment, the fine imposed on that Officer is hereby remitted in consideration of his long service faithfully rendered.

II. The Court-Martial of which Colonel JOHN WARD, 12th Regiment, is President, is hereby dissolved.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :

.....
Colonel and Act'g. A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, December 26, 1877.

General Orders, }
No. 10. }

The following appointments and promotion on the staff of the Major-General Commanding are announced to take effect from this date :

Major CHARLES A. POST, A.D.C., to be Ordnance Officer with the rank of Lieutenant-Colonel, *vice* BELKNAP, resigned.

Captain JOHN H. ISELIN, A.D.C., to be Aid-de-Camp with the rank of Major, *vice* POST, appointed Ordnance Officer.

WM. DE LANCEY BOUGHTON (formerly A.D.C., U. S. Vols.), to be Aid-de-Camp with the rank of Captain, *vice* ISELIN, promoted.

They will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :

Colonel and Act'g. A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, June 7, 1877.

Circular, No. 1.

Commanding officers of troops practicing at Creedmoor will instruct the guard at the entrance to the range that admission or exit cannot be denied to any member or employé of the National Rifle Association, or to any member of the National Guard in uniform, he not being a member of an organization practicing under orders at the time.

The rights and privileges of members of the National Rifle Association desiring to use the range must not be disregarded, but on the contrary all due facilities will be given them which are not incompatible with the safety of the troops and the right of the National Guard to use twenty targets and markers, on the days assigned to them.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official:

Col. and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION, N. G. S. N. Y.

NEW YORK, August 2, 1877.

Circular.

I.—In obedience to the requirements of Circular No 2, c. s. G. H. Q., the accompanying pay-rolls will be filled out in triplicate by the respective commandants, and forwarded to the next superior in command without delay who will examine the same and compare them with the last muster rolls and the subsequent quarterly returns, the records and the morning reports as made for the period, and forward them through the regular channels to these Head-Quarters, certified as correct.

II.—Bills in triplicate, certified to by the proper staff officers and countersigned by the commandant of each organization, for transportation, subsistence and quarters of the troops, properly receipted, will be forwarded to the next superior in command, who will approve the same if found correct after verification, and forward them through the usual channels to these Head-Quarters, the approval of all intermediate commanding officers being recorded thereon.

III.—Promptness and accuracy in the rendition of these bills and pay-rolls is particularly enjoined with a view to their early settlement.

By order of Major-General ALEXANDER SHALER.

CARL JUSSEN,

Colonel, Division Inspector, and Acting A. A. G.

Official:



and A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, February 5th, 1878.

GENERAL ORDERS, 1
No. 1.

I. Four drills in rifle practice in each company and troop of this Division are hereby ordered, as follows :

Two during the present month if practicable, and two during the month of March next.

The instruction given will be in the position and aiming drill (Wingate's Manual, Articles IV and V), and in the use of the indicators, as prescribed in Circular No. 3, series 1877, from the Office of the General Inspector of Rifle Practice, S. N. Y.

Each one of the drills may be made a part of any regular company drill, but must be of sufficient length to enable the instruction of each member present.

II. Regiments and Separate Troops which have not been supplied with indicators, will at once make requisition for them ; such requisition to be forwarded through Brigade and Division Head-Quarters in the usual manner.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :

Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, March 11th, 1878.

GENERAL ORDERS, }
No. 2. }

Pursuant to Section 235 of the Military Code, a Court Martial is hereby ordered for the trial of the officers in the several brigades above the rank of captain and of all officers belonging to the cavalry and artillery organizations of this division, who have been returned as "absent from any parade, "encampment, drill or meeting for instruction," held pursuant to orders during the year 1877.

DETAIL FOR THE COURT:

Colonel JOHN H. BUDKE, 3d Regiment Cavalry.

Colonel CHARLES S. SPENCER, 5th Regiment Infantry.

Colonel S. V. R. CRUGER, 12th Regiment Infantry.

The Court will assemble at the armory of the 12th Regiment, Broadway and 45th street, on THURSDAY, March 28th, 1878, at 8 o'clock, P. M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official:

Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, May 14th, 1878.

GENERAL ORDERS, }
No. 3.

I.—The Division will parade on the 30th instant to participate in the ceremonies of Decoration Day, as escort to the organizations parading under the direction of the Grand Marshal of the day, and for review by His Excellency the Commander-in-Chief.

II.—The troops will be formed in close columns, the heads resting on Fifth avenue, in the following order :

Separate Troops "A" and "B" on East 34th street.

The Third Brigade on West 34th and West 33d streets.

Battery "B" on East 33d street.

The First Brigade on West 32d street.

Battery "K" on East 32d street.

The Second Brigade on West 31st street.

The Third Regiment Cavalry on East 31st street.

The column will move in the order above given at 10 o'clock, A. M.

III.—The Veterans of the Seventh Regiment and the Old Guard having accepted an invitation to parade in the division column on this occasion, their respective commanders will report as follows :

The Veterans of the Seventh Regiment to Brigadier-General
JOSHUA M. VARIAN, commanding 3d Brigade.

The Old Guard to Brigadier-General WM. G. WARD, commanding
1st Brigade.

IV.—The line of march will be down Fifth avenue to 14th street, to Broadway, to Chambers street.

V.—At the Worth Monument the honors of a marching salute will be paid to His Excellency the Commander-in-Chief, accompanied by the General of the United States Army, His Honor the Mayor of the City, and other civic and military officials.

VI.—Upon the arrival of the head of the column at Chambers street, line will be formed for the passage of the organizations under escort, the following necessary modifications of the prescribed formation being observed :

For Infantry.

The rear rank will be aligned upon the curb and the distances will be diminished as follows: two yards from the rear to the front rank and from the front rank to the line of company officers, and one and three yards respectively from the line of company officers to the croup of the field and commanding officers' horses.

For Cavalry.

The rank against the curb; the file-closers in rank; the chiefs of platoon, troop, battalion and regimental commanders, respectively, one, two, three and four yards, from head to croup of horses, in advance of the rank.

For Artillery.

In columns of sections (pieces in battery), along the curb; the chiefs of platoon and battery commanders, respectively, one and three yards, from muzzle of pieces to croup of horses, in advance.

The brigade commanders with their staffs and orderlies will take post on the right of their respective brigades slightly in advance of the line of regimental commanders.

Regimental, separate troop and battery commanders will cause their commands to salute upon the arrival of the Grand Marshal at a point twenty yards from the left of their several organizations, and to carry arms when the salute is acknowledged.

VII.—When the rear of the escorted organizations has passed the right of the line, the Division will “break from the right to march to the left,” by regiments and proceed up Broadway to Union Square, where the parade will be dismissed. All organizations will march to their armories by the shortest available route, turning from 14th street in the proper direction as soon as practicable, in order that lines of travel may not be unnecessarily obstructed.

VIII.—The Division Staff will assemble, mounted and in full uniform, at the Rendezvous (Nos. 7, 9 and 11 West 13th street), at 9 o'clock, A. M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :

Colonel and A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, May 24th, 1878.

GENERAL ORDERS, }
No. 4. }

I.—The rifle practice of this division at Creedmoor for the season of 1878 will be conducted as follows:

- 1.—The first practice for each of the organizations as below assigned will be for the Marksman's Badge by the present marksmen, and by those who may be considered by the Regimental Inspectors of Rifle Practice to be sufficiently skilled, *vide* Wingate's Manual, as amended, par. 285, 288, 289. All who may qualify will be exempt from further practice during the year.

No one shall be allowed to shoot in any class to which he does not belong, except as above prescribed. Commanding officers will be held responsible for any violation of this regulation.

First Brigade, 218 Marksmen.

on June 6th.

Second Brigade, 560 Marksmen.

9th Regiment on June 7th.

11th and 71st Regiments on June 17th.

Third Brigade, 398 Marksmen.

7th Regiment on June 10th.

8th and 69th Regiments on June 21st.

Cavalry Organizations, 97 Marksmen.

on June 24th.

- 2.—The second practice will be in the third class for all those who have not qualified as marksmen in the first practice.

First Brigade.

5th Regiment on June 27th.

12th Regiment on July 18th.

22d Regiment on July 25th.

Second Brigade.

9th Regiment on July 8th.

11th Regiment on July 19th.

71st Regiment on August 1st.

Third Brigade.

7th Regiment on July 12th.

8th Regiment on July 22d.

69th Regiment on Aug. 2d.

Cavalry organizations on Aug. 5th.

- 3.—The third practice will be a repetition of the second practice, and is to include practice for the Marksman's Badge, if time will permit, by those who have qualified in either second or third practices into the first class.

First Brigade.

5th Regiment on Aug. 12th.
12th Regiment on Aug. 22d.
22d Regiment on Sept. 9th.

Second Brigade.

9th Regiment on Aug. 16th.
11th Regiment on Aug. 29th.
71st Regiment on Sept. 13th.

Third Brigade.

7th Regiment on Aug. 19th.
8th Regiment on Sept. 2d.
69th Regiment on Sept. 16th.
Cavalry organizations on Aug. 30th.

II.—All members failing to qualify in any class will be required to repeat the practice on the same day as often as may be necessary and practicable.

III.—On any practice day, as soon as men qualify in any class, they will be practiced in the next class if time will permit.

IV.—Brigade Commanders will issue the necessary orders for carrying out the provisions of this order without delay, a copy of which, as well as of the regimental or troop order issued in pursuance hereof, will be forwarded at once to the Chief of Ordnance, S. N. Y., who has detailed an officer from his department to arrange for the transportation of the troops to and from Creedmoor, and to issue the required ammunition upon the range. Requisitions for transportation or ammunition are not necessary. Empty shells must be turned in at the magazine upon the range, on the day when expended, where they will be receipted for. They will not be credited to the several organizations until received and counted at the State Arsenal.

V.—Commanding officers will make the necessary details for guard duty and give such instructions as will insure good order and discipline in going to, returning from, and while on the range; which instructions will embrace the control of that part of the range assigned to the use of the troops, but must not interfere with the privileges of members of the National Rifle Association, who have at all times the right to enter within the range and use any portion of it not occupied by the troops.

VI.—Troops will leave Long Island City by train at 8, A. M. (34th street ferry, New York, 15 minutes earlier), and will return by train leaving Creedmoor at 5, P. M.

VII.—The Brigade and Regimental Inspectors of Rifle Practice will assemble at the First Division Rendezvous, 7, 9 and 11 West 13th street, at 8, P. M., Friday, May 31st, for instruction by the Division Inspector of Rifle Practice.

By order of Major-General ALEXANDER SHALES.

HENRY A. GILDERSLEEVE,

Colonel, A. A. G. and Chief of Staff.

Official :


Colonel and A. D. C.

HEAD-QUARTERS FIRST DIVISION,
NATIONAL GUARD STATE OF NEW YORK,
155 AND 157 MERCER STREET,

NEW YORK, June 1st, 1878.

GENERAL ORDERS, }
No. 5. }

I.—The proceedings, findings and sentences of the Court Martial convened by General Orders No. 2. c. s., from these Head-Quarters, are hereby approved and confirmed; and the Court Martial of which Colonel JOHN H. BUDKE, 3d Regiment Cavalry, is President, is hereby dissolved.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,
Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL:

A handwritten signature in dark ink, appearing to read "Carl Schurz", written over a horizontal dotted line.

Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, June 14th, 1878.

GENERAL ORDERS, }
No. 6. }

I.—The following communication received from Major-General HENRY A. BARNUM, Grand Marshal, is hereby promulgated :

“ HEAD-QUARTERS MEMORIAL COMMITTEE,

“ GRAND ARMY OF THE REPUBLIC.

“ NEW YORK, June 3d, 1878.

“ Maj.-Gen'l ALEXANDER SHALER,

“ Com'dg 1st Division N. G. S. N. Y.,

New York :

“ GENERAL :

“ On behalf of our Memorial Committee, I hereby tender to
“ you, and through you to your command, our most grateful thanks for
“ your participation in our Decoration Day ceremonies, as escort to our
“ parading column.

“ The imposing and unprecedented display of the parade, even for the
“ Metropolis, was mostly due to the magnificent presence of your splendid
“ command ; to the superb organization and soldierly bearing of which the
“ long and loud acclaim of the people only less attested than the unstinted
“ encomiums of the General of the Army, and other distinguished officers
“ of the Army and Navy, who were present.

“ The Grand Army of the Republic, as a whole, shares with our Com-
“ mittee in deep-felt gratitude to the noble First Division of the National
“ Guard.

“ For yourself, General, accept the assurances of my sincere regard,

“ Your obedient servant,

(Signed)

“ HENRY A. BARNUM,

“ *Grand Marshal.*”

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL :



Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, Sept. 17th, 1878.

GENERAL ORDERS, }
No. 7. }

I.—Pursuant to Special Orders, No. 179, c. s. from General Head-Quarters, the organizations of this command are hereby ordered to parade for inspection and muster as required by Section 130, Military Code, in this city, upon parade grounds to be designated by their respective commanding officers, as follows :

- 5th Regiment Infantry,
on Thursday, the 10th proximo, at 2 o'clock, P. M.
- 11th Regiment Infantry,
on Friday, the 11th proximo, at 2 o'clock, P. M.
- 69th Regiment Infantry,
on Monday, the 14th proximo, at 2 o'clock, P. M.
- 12th Regiment Infantry,
on Tuesday, the 15th proximo, at 2 o'clock, P. M.
- 71st Regiment Infantry,
on Wednesday, the 16th proximo, at 2 o'clock, P. M.
- 7th Regiment Infantry,
on Thursday, the 17th proximo, at 2 o'clock, P. M.
- 22d Regiment Infantry,
on Friday, the 18th proximo, at 2 o'clock, P. M.
- 9th Regiment Infantry,
on Monday, the 21st proximo, at 2 o'clock, P. M.
- 8th Regiment Infantry,
on Tuesday, the 22d proximo, at 2 o'clock, P. M.
- Separate Troops A and B, Cavalry,
on Wednesday, the 23d proximo, at 10 o'clock, A. M.
- Batteries B and K, Artillery,
on Wednesday, the 23d proximo, at 2 o'clock, P. M.
- 3d Regiment Cavalry,
on Thursday, the 24th proximo, at 2 o'clock, P. M.
- The Division Staff and the Brigade Commanders and their Staffs,
on Thursday, the 17th proximo, at 5 o'clock, P. M., at a point to be hereafter designated.

II.—The General, General Staff, Field and Staff, and Troop and Battery officers will parade mounted.

III.—The commandants of the several organizations will designate the parade grounds selected in orders, and forward two copies of the same to these Head-Quarters as soon as they are promulgated.

IV.—The necessary muster-rolls will be provided and one copy of the same properly prepared and endorsed with the full post-office address of the commandant will be forwarded to Brigadier-General JOHN B. WOODWARD, Inspector-General, S. N. Y., P. O. Box No. 1748, New York City, at least twenty days prior to the dates of the several musters, for examination as required by Section 152, Military Code.

V.—The attention of commanding officers is directed to the following provisions of the Military Code :

“ § 207. Every commissioned officer, and every non-commissioned officer, musician and private, shall, on due conviction, be subject, for the following offenses, to the fines and penalties thereto annexed :

“ 1. Every commissioned officer, for non-attendance at any drill, parade or encampment, * * * * or making a false entry upon a muster-roll, or knowingly muster as a soldier a substitute or a person who is not a regularly enlisted soldier in and a member of his command, * * * * a fine of not more than one hundred, nor less than five dollars.”

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official :

Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, Sept. 23d, 1878.

GENERAL ORDERS, }
No. 8. }

A General Court Martial will convene at the "Rendezvous" (Nos. 7, 9 and 11 West 13th Street) on MONDAY, the 7th proximo, at 8 o'clock, P. M., or as soon thereafter as possible, for the trial of Captain JOHN C. BULTMAN, Co. H, 3d Regiment Cavalry; Captain GEORGE H. HOTMER, Co. B, 3d Regiment Cavalry; Captain LOUIS GERNER, Co. F, 5th Regiment Infantry; First Lieutenant JOHN H. HARTCORN, Co. H, 3d Regiment Cavalry; First Lieutenant GEORGE C. GUTHELL, Co. I, 11th Regiment Infantry; First Lieutenant ROBERT A. McLAREN, Co. C, 71st Regiment Infantry, and such other officers as may be brought before it.

Detail for the Court:

Colonel EMMONS CLARK, 7th Regiment Infantry.

Lieutenant-Colonel WILLIAM H. CHADDOCK, 71st Regiment Infantry.

Lieutenant-Colonel WILLIAM G. WILSON, 12th Regiment Infantry

Colonel ALVANUS W. SHELDON, Division Judge Advocate, is appointed the Judge Advocate for the Court.

The Court will sit without regard to hours.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official:



Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, NOV. 23d, 1878.

GENERAL ORDERS, }
No. 9.

Before a General Court Martial, which convened at the "Rendezvous," (Nos. 7, 9, and 11 West 13th Street), city of New York, pursuant to General Orders No. 8. c. s., from these Head-quarters, and of which Colonel Emmons Clark, 7th Regiment Infantry, is President, were arraigned and tried the following named officers:

I.—Captain John C. Bultmann, of Company "H," Third Regiment Cavalry, on the following charges and specifications:

CHARGE FIRST.—*Violation of section two hundred and seven of the Military Code of the State of New York, by knowingly permitting a substitute to shoot in the name of a member of his command.*

Specification.—That said Captain John C. Bultmann, being in command of Company "H," Third Regiment of Cavalry, First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day did knowingly permit a person whose name is unknown, to shoot as a substitute for and in the name of one Sergeant Bramman, whose first name is unknown, and who was not present on that occasion and who was a member of said company and command.

CHARGE SECOND.—*Violation of section two hundred and seven of the Military Code of the State of New York, by making a false entry upon a score blank or return of rifle practice.*

Specification.—That said Captain John C. Bultmann, being in command of Company "H," Third Regiment of Cavalry of the First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did cause a false entry to be made upon a score blank by permitting and directing a score to be entered upon the score blank of the rifle practice of his said company as being made by one Sergeant Bramman, a member thereof, whose first name is unknown, which score was in fact made by another person, namely, by a person whose name is unknown.

CHARGE THIRD.—*Violation of General Orders, number four (4), series of eighteen hundred and seventy-eight, of the First Division of the National Guard of the State of New York, by permitting a person to shoot in a class to which he did not belong.*

Specification.—That said Captain John C. Bultmann, being in command of Company "H," Third Regiment of Cavalry, First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did knowingly permit a person whose name is unknown, to shoot as a substitute for one Sergeant Bramman, whose first name is unknown, and who was a member of said company and command.

CHARGE FOURTH.—*Neglect of duty.*

Specification.—That said Captain John C. Bultmann, being in command of Company "H," Third Regiment of Cavalry of the First Division of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, did allow a person whose name is unknown, to answer to, and shoot in the name of one Sergeant Bramman, a member of his said company, whose first name is unknown, and allow the score made by said unknown person to be entered upon the score blanks of the rifle practice of said company as having been made by said Sergeant Bramman, said Sergeant Bramman not being present and not having shot, and the allowing of such acts by said Captain John C. Bultmann being a neglect to enforce a provision of section one hundred and seven of the Military Code of the State of New York.

CHARGE FIFTH.—*Disobedience of orders by violating paragraph three hundred and eighty-nine of the Manual of Rifle Practice, by allowing one man to shoot in the name of another.*

Specification.—That said Captain John C. Bultmann, being in command of Company "H," Third Regiment of Cavalry of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the fifth day of August, in the year one thousand eight hundred and seventy-eight, did allow a person whose name is unknown, to answer and shoot in the name of one Sergeant Bramman, a member of his said company, and allow the score made by said unknown person to be entered upon the score blanks of the rifle practice of said company, as having been made by said Sergeant Bramman, said Sergeant Bramman not being present and not having shot.

To which charges and specifications the accused pleaded as follows :

To the *Specification* to the First Charge.—"Not Guilty."

To the FIRST CHARGE.—"Not Guilty."

To the *Specification* to the Second Charge.—"Not Guilty."

To the SECOND CHARGE.—"Not Guilty."

To the *Specification* to the Third Charge.—"Not Guilty."

To the THIRD CHARGE.—"Not Guilty."

To the *Specification* to the Fourth Charge.—"Not Guilty."

To the FOURTH CHARGE.—"Not Guilty."

To the *Specification* to the Fifth Charge.—"Not Guilty."

To the FIFTH CHARGE.—"Not Guilty."

FINDINGS.

The Court, having maturely considered the evidence adduced, finds the accused Captain John C. Bultmann, as follows :

- Of the *Specification* to the First Charge.—Not Guilty.
- Of the FIRST CHARGE.—Not Guilty.
- Of the *Specification* to the Second Charge.—Not Guilty.
- Of the SECOND CHARGE.—Not Guilty.
- Of the *Specification* to the Third Charge.—Not Guilty.
- Of the THIRD CHARGE.—Not Guilty.
- Of the *Specification* to the Fourth Charge.—Guilty.
- Of the FOURTH CHARGE.—Guilty.
- Of the *Specification* to the Fifth Charge.—Guilty.
- Of the FIFTH CHARGE.—Guilty.

SENTENCE.

And the Court does therefore sentence him, Captain John C. Bultmann, of Company "H," Third Regiment of Cavalry, TO BE CASHIERED.

The proceedings and findings of the Court on the first, second and third charges and the specifications to each, are approved.

The findings of the Court on the fourth and fifth charges and the specifications to each are disapproved ; on the fourth for the reason that the testimony taken by the Court clearly established the fact that the accused was not in command of his company on the occasion in question as alleged in the specification (having been detailed as officer of the guard upon the arrival of the detachment at the range) ; and on the fifth for the same reason and the additional one, that the offense alleged in the specification, even though it were proven, did not constitute a disobedience of orders. "In a charge of disobedience of orders, it is requisite to show that the communication was an order from a commanding officer to an inferior, "in terms sufficiently explicit to disclose the intention of such superior "that the accused should, or not, do some certain act, and that he failed to "obey." (Par. 178. General Regulations.) This is also in conformity with long-established usage in the military service, a disregard of directions and requirements of tactics, books of instruction, regulations, etc., being properly charged as a violation of such a paragraph, etc., while a refusal or neglect to do as required on a specified occasion by either a verbal, written, or printed order, is plainly a disobedience of orders. Captain Bultmann will resume his sword and return to duty.

II.—Captain George H. Hotmer, of Company "B," Third Regiment Cavalry, on the following charges and specifications :

CHARGE FIRST.—*Violation of section two hundred and seven of the Military Code of the State of New York, by knowingly permitting a substitute to shoot in the name of a member of his command.*

Specification.—That said Captain George H. Hotmer, being in command of Company "B," Third Regiment of Cavalry of the First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the

fifth day of August, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did knowingly permit a person whose name is unknown, to shoot as a substitute for and in the name of one H. Mocker, whose first name is unknown, and who was not present on that occasion and who was a member of said company and command.

CHARGE SECOND.—Violation of section two hundred and seven of the Military Code of the State of New York, by making a false entry upon a score blank or return of rifle practice.

Specification.—That said Captain George H. Hotmer, being in command of Company "B," Third Regiment of Cavalry of the First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did cause a false entry to be made upon a score blank by permitting and directing a score to be entered upon the score blank of the rifle practice of his said company as being made by one H. Mocker, a member thereof, whose first name is unknown, which score was in fact made by another person, namely by a person whose name is unknown.

CHARGE THIRD.—Violation of General Orders number four (4), series of eight-en hundred and seventy-eight, of the First Division of the National Guard of the State of New York, by permitting a person to shoot in a class to which he did not belong.

Specification.—That said Captain George H. Hotmer, being in command of Company "B," Third Regiment of Cavalry of the First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did knowingly permit a person whose name is unknown, to shoot as a substitute for one H. Mocker, whose first name is unknown, and who was not present on that occasion, and who was a member of said company and command.

CHARGE FOURTH.—Neglect of duty.

Specification.—That said Captain George H. Hotmer, being in command of Company "B," Third Regiment of Cavalry of the First Division of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, did allow a person whose name is unknown, to answer to, and shoot in the name of one H. Mocker, whose first name is unknown, a member of his said company, and allow the score made by said unknown person to be entered upon the score blanks of the rifle practice of said company as having been made by said H. Mocker, said H. Mocker not being present and not having shot, and the allowing of such acts by said Captain George H. Hotmer being a neglect to enforce a provision of section one hundred and seven of the Military Code of the State of New York.

CHARGE FIFTH.—Disobedience of orders by violating paragraph three hun-

dred and eighty-nine of the Manual of Rifle Practice, by allowing one man to shoot in the name of another.

Specification.—That said Captain George H. Hotmer, being in command of Company "B," Third Regiment of Cavalry of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the fifth day of August, in the year one thousand eight hundred and seventy-eight, did allow a person whose name is unknown, to answer and shoot in the name of one H. Mocker, a member of his said company, whose first name is unknown, and did allow the score made by said unknown person to be entered upon the score blanks of the rifle practice of said company, as having been made by said H. Mocker, said H. Mocker not being present and not having shot.

To which charges and specifications the accused pleaded as follows :

To the *Specification to the First Charge.*—"Not Guilty."

To the **FIRST CHARGE.**—"Not Guilty."

To the *Specification to the Second Charge.*—"Not Guilty."

To the **SECOND CHARGE.**—"Not Guilty."

To the *Specification to the Third Charge.*—"Not Guilty."

To the **THIRD CHARGE.**—"Not Guilty."

To the *Specification to the Fourth Charge.*—"Not Guilty."

To the **FOURTH CHARGE.**—"Not Guilty."

To the *Specification to the Fifth Charge.*—"Not Guilty."

To the **FIFTH CHARGE.**—"Not Guilty."

FINDINGS.

The Court, having maturely considered the evidence adduced, finds the accused, Captain George H. Hotmer, as follows :

Of the *Specification to the First Charge.*—Not Guilty.

Of the **FIRST CHARGE.**—Not Guilty.

Of the *Specification to the Second Charge.*—Not Guilty.

Of the **SECOND CHARGE.**—Not Guilty.

Of the *Specification to the Third Charge.*—Not Guilty.

Of the **THIRD CHARGE.**—Not Guilty.

Of the *Specification to the Fourth Charge.*—Not Guilty.

Of the **FOURTH CHARGE.**—Not Guilty.

Of the *Specification to the Fifth Charge.*—Not Guilty.

Of the **FIFTH CHARGE.**—Not Guilty.

And the Court does therefore acquit him, Captain George H. Hotmer, of the offenses charged.

The proceedings and findings in this case were approved and confirmed by Special Orders, No. 71. c. s., from these Headquarters, on the 24th ultimo, and Captain Hotmer was ordered to resume his sword and return to duty.

III.—Captain George H. Hotmer, of Company "B," Third Regiment Cavalry, on the following charges and specifications :

CHARGE FIRST.—*Violation of section two hundred and seven of the Military Code of the State of New York, by knowingly permitting a substitute to shoot in the name of a member of his command.*

Specification.—That said Captain George Hotmer, being in command of Company "B," Third Regiment of Cavalry, First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did knowingly permit J. Rothenberg, a non-member of said company, to shoot as a substitute for and in the name of one J. Gertenbach, who was not present on that occasion, and who was a member of said company and command.

CHARGE SECOND.—*Violation of section two hundred and seven of the Military Code of the State of New York, by making a false entry upon a score blank or return of rifle practice.*

Specification.—That said Captain George H. Hotmer, being in command of Company "B," Third Regiment of Cavalry, First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did cause a false entry to be made upon a score blank by permitting and directing a score to be entered upon the score blank of the rifle practice of his said company as being made by one J. Gertenbach, a member thereof, which score was in fact made by another person, namely, by J. Rothenberg, and who was not a member of the above regiment.

CHARGE THIRD.—*Violation of General Orders, number , series of eighteen hundred and seventy-eight, of the First Division of the National Guard of the State of New York, by permitting a person to shoot in a class to which he did not belong.*

Specification.—That said Captain George H. Hotmer, being in command of Company "B," Third Regiment of Cavalry of the First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did knowingly permit J. Rothenberg, a non-member of the regiment, to shoot as a substitute for one J. Gertenbach, who was not present on that occasion, and who was a member of said company and command.

CHARGE FOURTH.—*Neglect of duty.*

Specification.—That said Captain George H. Hotmer, being in command of Company "B," Third Regiment of Cavalry, First Division of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, did allow one J. Rothenberg to answer to, and shoot in the name of one J. Gertenbach, a member of his said company, and allow the score made by said J. Rothenberg to be entered upon the score blanks of the rifle practice of said company as having been made by said J. Gertenbach, said J. Gertenbach not being present and not having shot, and the allowing of such acts by said Captain George H. Hotmer being a neglect to enforce a provision of section one hundred and seven of the Military Code of the State of New York.

CHARGE FIFTH.—*Disobedience of orders by violating paragraph three hundred and eighty-nine of the Manual of Rifle Practice, by allowing one man to shoot in the name of another.*

Specification.—That said Captain George H. Hotmer, being in command of Company "B," Third Regiment of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the fifth day of August, in the year one thousand eight hundred and seventy-eight, did allow one J. Rothenberg to answer and shoot in the name of one J. Gertenbach, a member of his said company, and allow the score made by said J. Rothenberg to be entered upon the score blanks of the rifle practice of said company as having been made by said J. Gertenbach, said J. Gertenbach not being present and not having shot.

To which charges and specifications the accused pleaded as follows :

To the *Specification to the First Charge.*—"Not Guilty."

To the **FIRST CHARGE.**—"Not Guilty."

To the *Specification to the Second Charge.*—"Not Guilty."

To the **SECOND CHARGE.**—"Not Guilty."

To the *Specification to the Third Charge.*—"Not Guilty."

To the **THIRD CHARGE.**—"Not Guilty."

To the *Specification to the Fourth Charge.*—"Not Guilty."

To the **FOURTH CHARGE.**—"Not Guilty."

To the *Specification to the Fifth Charge.*—"Not Guilty."

To the **FIFTH CHARGE.**—"Not Guilty."

The Court, having maturely considered the evidence adduced, acquitted him, Captain George H. Hotmer, of the offenses charged.

The proceedings in this case were approved and confirmed by Special Orders, No. 71. c. s., from these Head-quarters on the 24th ultimo, and Captain Hotmer was ordered to resume his sword and return to duty.

IV.—Captain Lewis Gerner, of Company "F," Fifth Regiment Infantry, on the following charges and specifications :

CHARGE FIRST.—*Violation of section two hundred and seven of the Military Code of the State of New York, by knowingly permitting a substitute to shoot in the name of a member of his command.*

Specification.—That said Captain Lewis Gerner, being in command of Company "F," Fifth Regiment, First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the twenty-seventh day of June, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did knowingly permit one Gustave Vieser to shoot as a substitute for one William Vieser, who was not present on that occasion and who was a member of said company and command.

CHARGE SECOND.—*Violation of section two hundred and seven of the Military Code of the State of New York, by making a false entry upon a score blank or return of rifle practice.*

Specification.—That said Captain Lewis Gerner, being in command of Com-

pany "F," Fifth Regiment, First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the twenty-seventh day of June, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did cause a false entry to be made upon a score blank by permitting and directing a score to be entered upon the score blank of the rifle practice of his said company as being made by one William Vieser, a member thereof, which score was in fact made by another person, namely, by one Gustave Vieser.

CHARGE THIRD.—Violation of General Orders, number four (4), series of eighteen hundred and seventy-eight, of the First Division of the National Guard of the State of New York, by permitting a person to shoot in a class to which he did not belong.

Specification.—That said Captain Lewis Gerner, being in command of Company "F," Fifth Regiment of the First Brigade and First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the twenty-seventh day of June, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did knowingly permit one Gustave Vieser to shoot as a substitute for one William Vieser, who was not present on that occasion, and who was a member of said company and command.

CHARGE FOURTH.—Neglect of duty.

Specification.—That said Captain Lewis Gerner, being in command of Company "F," Fifth Regiment of the First Brigade, First Division of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the twenty-seventh day of June, one thousand eight hundred and seventy-eight, did allow one Gustave Vieser to answer to, and shoot in the name of one William Vieser, a member of his said company, and allow the score made by said Gustave Vieser to be entered upon the score blanks of the rifle practice of said company as having been made by said William Vieser, said William Vieser not being present and not having shot, and the allowing of such acts by said Captain Lewis Gerner being a neglect to enforce a provision of section one hundred and seven of the Military Code of the State of New York.

CHARGE FIFTH.—Disobedience of orders by violating paragraph three hundred and eighty-nine of the Manual of Rifle Practice, by allowing one man to shoot in the name of another.

Specification.—That said Captain Lewis Gerner, being in command of Company "F," Fifth Regiment of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the twenty-seventh day of June, in the year one thousand eight hundred and seventy-eight, did allow one Gustave Vieser to answer and shoot in the name of one William Vieser, a member of his said company, and allow the score made by said Gustave Vieser to be entered upon the score blanks of the rifle practice of said company as having been made by said William Vieser, said William Vieser not being present and not having shot.

To which charges and specifications the accused pleaded as follows :

To the *Specification to the First Charge*.—"Not Guilty."
To the **FIRST CHARGE**.—"Not Guilty."
To the *Specification to the Second Charge*.—"Not Guilty."
To the **SECOND CHARGE**.—"Not Guilty."
To the *Specification to the Third Charge*.—"Not Guilty."
To the **THIRD CHARGE**.—"Not Guilty."
To the *Specification to the Fourth Charge*.—"Not Guilty."
To the **FOURTH CHARGE**.—"Not Guilty."
To the *Specification to the Fifth Charge*.—"Not Guilty."
To the **FIFTH CHARGE**.—"Not Guilty."

FINDINGS.

The Court, having maturely considered the evidence adduced, finds the accused, Captain Lewis Gerner, as follows :

Of the *Specification to the First Charge*.—Not Guilty.
Of the **FIRST CHARGE**.—Not Guilty.
Of the *Specification to the Second Charge*.—Not Guilty.
Of the **SECOND CHARGE**.—Not Guilty.
Of the *Specification to the Third Charge*.—Not Guilty.
Of the **THIRD CHARGE**.—Not Guilty.
Of the *Specification to the Fourth Charge*.—Not Guilty.
Of the **FOURTH CHARGE**.—Not Guilty.
Of the *Specification to the Fifth Charge*.—Not Guilty.
Of the **FIFTH CHARGE**.—Not Guilty.

And the Court does therefore acquit him, Captain Lewis Gerner, of the offenses charged.

The proceedings and findings in this case are approved and confirmed, and Captain Gerner will resume his sword and return to duty.

V.—First Lieutenant George C. Gutheil, of Company "I," Eleventh Regiment Infantry, on the following charges and specifications :

CHARGE FIRST.—*Violation of section two hundred and seven of the Military Code of the State of New York, by knowingly permitting a substitute to shoot in the name of a member of his command.*

Specification.—That said First Lieutenant George C. Gutheil, being in command of Company "I," Eleventh Regiment, First Division of the National Guard of the State of New York, at Creechmoor, Long Island, on the nineteenth day of July, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did knowingly permit one Isador, whose first name is unknown, to shoot as a substitute for one Private Buch, whose full name is unknown, who was not present on that occasion and who was a member of said company and command.

CHARGE SECOND.—*Violation of section two hundred and seven of the Military Code of the State of New York, by making a false entry upon a score blank or return of rifle practice.*

Specification.—That said First Lieutenant George C. Gutheil, being in command of Company "I," Eleventh Regiment, First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the nineteenth day of June, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did cause a false entry to be made upon a score blank by permitting and directing a score to be entered upon the score blank of the rifle practice of his said company as being made by one Private Buch, whose full name is unknown, a member thereof, which score was in fact made by another person, namely, by one Isador, whose full name is unknown.

CHARGE THIRD.—*Violation of General Orders, number four (4), series of eighteen hundred and seventy-eight, of the First Division of the National Guard of the State of New York, by permitting a person to shoot in a class to which he did not belong.*

Specification.—That said First Lieutenant George C. Gutheil, being in command of Company "I," Eleventh Regiment, Second Brigade and First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the nineteenth day of June, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did knowingly permit one Isador, whose full name is unknown, to shoot as a substitute for one Private Buch, whose full name is unknown, and who was not present on that occasion and who was a member of said company and command.

CHARGE FOURTH.—*Neglect of duty.*

Specification.—That said First Lieutenant George C. Gutheil, being in command of Company "I," Eleventh Regiment of the Second Brigade, First Division of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the nineteenth day of June, one thousand eight hundred and seventy-eight, did allow one Isador, whose full name is unknown, to answer to, and shoot in the name of one Private Buch, whose full name is unknown, a member of his said company, and allow the score made by said Isador to be entered upon the score blanks of the rifle practice of said company as having been made by said Private Buch, said Private Buch not being present and not having shot, and the allowing of such acts by said First Lieutenant George C. Gutheil being a neglect to enforce a provision of section one hundred and seven of the Military Code of the State of New York.

CHARGE FIFTH.—*Disobedience of orders by violating paragraph three hundred and eighty-nine of the Manual of Rifle Practice, by allowing one man to shoot in the name of another.*

Specification.—That said First Lieutenant George C. Gutheil, being in command of Company "I," Eleventh Regiment of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the nineteenth day of June, in the year one thousand eight hundred and seventy-eight, did allow one Isador, whose full name is unknown, to answer and shoot in the name of one Private Buch, whose full name is unknown, a member of his said company, and allow the

score made by said Isador to be entered upon the score blanks of the rifle practice of said company as having been made by said Private Buch, said Private Buch not being present and not having shot.

To which charges and specifications the accused pleaded as follows :

To the *Specification to the First Charge*.—"Not Guilty."

To the *FIRST CHARGE*.—"Not Guilty."

To the *Specification to the Second Charge*.—"Not Guilty."

To the *SECOND CHARGE*.—"Not Guilty."

To the *Specification to the Third Charge*.—"Not Guilty."

To the *THIRD CHARGE*.—"Not Guilty."

To the *Specification to the Fourth Charge*.—"Not Guilty."

To the *FOURTH CHARGE*.—"Not Guilty."

To the *Specification to the Fifth Charge*.—"Not Guilty."

To the *FIFTH CHARGE*.—"Not Guilty."

A motion having been made on behalf of the accused to dismiss the charges and specifications against him, after the announcement that the prosecution rested, the Court, after deliberation, granted the motion.

The action of the Court in dismissing the charges and specifications does not appear to have been strictly regular, for if the evidence adduced on behalf of the prosecution failed to sustain the charges and specifications, the accused was obviously entitled to a finding of not guilty upon each of them, and to an absolute acquittal; instead of which the action recorded is equivalent only to a finding of not proved, which manifestly does not entirely relieve the accused of the imputations contained in the charges and specifications and which is for this reason deemed an objectionable one. It is held that the power to dismiss charges and specifications is not vested in a Court to which they have been referred for trial, but that it is the plain duty of the Court to arraign the accused, to take his pleas and the testimony, and to record its finding and sentence or acquittal. Notwithstanding these errors in the proceedings of the Court in this case, and to prevent delay and further expense, they are approved and confirmed and First Lieutenant Gutheil will resume his sword and return to duty.

VI.—First Lieutenant Robert A. McLaren, of Company "C," Seventy-first Regiment Infantry, on the following charges and specifications :

CHARGE FIRST.—*Violation of section two hundred and seven of the Military Code of the State of New York, by knowingly permitting a substitute to shoot in the name of a member of his command.*

Specification.—That said First Lieutenant Robert A. McLaren, being in command of Company "C," Seventy-first Regiment, First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the seventeenth day of June, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did knowingly permit one G. W. Reinhard, a private in said company, whose full name is unknown, to shoot as a substitute for and in the name of one J. H. Munson, who was not present on that occasion and who was a member of said company and command, and whose full name is unknown.

CHARGE SECOND.—*Violation of section two hundred and seven of the Military Code of the State of New York, by making a false entry upon a score blank or return of rifle practice.*

Specification.—That said First Lieutenant Robert A. McLaren, being in command of Company "C," Seventy-first Regiment, First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the seventeenth day of June, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did cause a false entry to be made upon a score blank by permitting and directing a score to be entered upon the score blank of the rifle practice of his said company as being made by one J. H. Munson, whose full name is unknown, a member thereof, which score was in fact made by another person, namely, by one G. W. Reinhard, whose full name is unknown.

CHARGE THIRD.—*Violation of General Orders, number four (4), series of eighteen hundred and seventy-eight, of the First Division of the National Guard of the State of New York, by permitting a person to shoot in a class to which he did not belong*

Specification.—That said First Lieutenant Robert A. McLaren, being in command of Company "C," Seventy-first Regiment, Second Brigade and First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the seventeenth day of June, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did knowingly permit one G. W. Reinhard, whose full name is unknown, to shoot as a substitute for one J. H. Munson, who was not present on that occasion, and who was a member of said company and command, and whose full name is unknown.

CHARGE FOURTH.—*Neglect of duty.*

Specification.—That said First Lieutenant Robert A. McLaren, being in command of Company "C," Seventy-first Regiment of the Second Brigade, First Division of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the seventeenth day of June, one thousand eight hundred and seventy-eight, did allow one G. W. Reinhard, whose full name is unknown, to answer to, and shoot in the name of one J. H. Munson, whose full name is unknown, a member of his said company, and allow the score made by said G. W. Reinhard to be entered upon the score blanks of the rifle practice of said company as having been made by said J. H. Munson, said J. H. Munson not being present and not having shot, and the allowing of such acts by said First Lieutenant Robert A. McLaren being a neglect to enforce a provision of section one hundred and seven of the Military Code of the State of New York.

CHARGE FIFTH.—*Disobedience of orders by violating paragraph three hundred and eighty-nine of the Manual of Rifle Practice, by allowing one man to shoot in the name of another.*

Specification.—That said First Lieutenant Robert A. McLaren, being in command of Company "C," Seventy-first Regiment of the National Guard of the State of New York, during the rifle practice of said regiment and

company at Creedmoor, Long Island, on the seventeenth day of June, in the year one thousand eight hundred and seventy-eight, did allow one G. W. Reinhard whose full name is unknown, to answer and shoot in the name of one J. H. Munson, whose full name is unknown, a member of his said company, and allow the score made by said G. W. Reinhard to be entered upon the score blanks of the rifle practice of said company as having been made by said J. H. Munson, said J. H. Munson not being present and not having shot.

To which charges and specifications the accused pleaded as follows :

To the *Specification* to the First Charge.—“ Guilty.”
To the FIRST CHARGE.—“ Guilty.”
To the *Specification* to the Second Charge.—“ Guilty.”
To the SECOND CHARGE.—“ Guilty.”
To the *Specification* to the Third Charge.—“ Guilty.”
To the THIRD CHARGE.—“ Guilty.”
To the *Specification* to the Fourth Charge.—“ Guilty.”
To the FOURTH CHARGE.—“ Guilty.”
To the *Specification* to the Fifth Charge.—“ Guilty.”
To the FIFTH CHARGE.—“ Guilty.”

SENTENCE.

And the Court, having maturely considered the case, does therefore, upon the accused's plea of “ guilty ” to all the charges and specifications, sentence him, First Lieutenant Robert A. McLaren, of Company “ C,” Seventy-first Regiment of Infantry, to be *publicly reprimanded* and to pay a fine of (\$5.00) five dollars.

The proceedings and that portion of the sentence which imposes a fine of five dollars are approved, while the remainder of the sentence directing the accused to be *publicly reprimanded* is necessarily disapproved, the only penalty warrantable under the statute (see section 207. Military Code) for the offense alleged against the accused in the several specifications being “ a fine “ of not more than one hundred nor less than five dollars,” and the Court being restricted by par. 188. General Regulations, to the imposition of only one penalty where “ the same identical act is alleged * * under several “ distinct charges and specifications,” which also requires the sentence to “ conform as nearly as may be to the language of the statute provided in “ such cases.” First Lieutenant McLaren will resume his sword and return to duty.

VII. First Lieutenant George W. Kershaw, of Company “ E,” Seventy-first Regiment Infantry, on the following charges and specifications :

CHARGE FIRST.—*Violation of section two hundred and seven of the Military Code of the State of New York, by knowingly permitting a substitute to shoot in the name of a member of his command.*

Specification.—That said First Lieutenant George W. Kershaw, being in command of Company “ E,” Seventy-first Regiment, First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the seventeenth day of June, one thousand eight hundred and seventy-

eight, during the rifle practice of said regiment and company on that day, did knowingly permit one Sergeant A. S. Bennett, whose full name is unknown, to shoot as a substitute for and in the name of one J. H. Osborn, whose full name is unknown, and who was not present on that occasion and who was a member of said company and command.

CHARGE SECOND.—Violation of section two hundred and seven of the Military Code of the State of New York, by making a false entry upon a score blank or return of rifle practice.

Specification.—That said First Lieutenant George W. Kershaw, being in command of Company "E," Seventy-first Regiment, First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the seventeenth day of June, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did cause a false entry to be made upon a score blank by permitting and directing a score to be entered upon the score blank of the rifle practice of his said company as being made by one J. H. Osborn, a member thereof, whose full name is unknown, which score was in fact made by another person, namely, by one Sergeant A. S. Bennett, whose full name is unknown.

CHARGE THIRD.—Violation of General Orders, number four (4), series of eighteen hundred and seventy-eight, of the First Division of the National Guard of the State of New York, by permitting a person to shoot in a class to which he did not belong.

Specification.—That said First Lieutenant George W. Kershaw, being in command of Company "E," Seventy-first Regiment, Second Brigade and First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the seventeenth day of June, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did knowingly permit one Sergeant A. S. Bennett, whose full name is unknown, to shoot as a substitute for one J. H. Osborn, whose full name is unknown, and who was not present on that occasion and who was a member of said company and command.

CHARGE FOURTH.—Neglect of duty.

Specification.—That said First Lieutenant George W. Kershaw, being in command of Company "E," Seventy-first Regiment of the Second Brigade, First Division of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the seventeenth day of June, one thousand eight hundred and seventy-eight, did allow one Sergeant A. S. Bennett, whose full name is unknown, to answer to, and shoot in the name of one J. H. Osborn, whose full name is unknown, a member of his said company, and allow the score made by said Sergeant A. S. Bennett to be entered upon the score blanks of the rifle practice of said company as having been made by said J. H. Osborn, said J. H. Osborn not being present and not having shot, and the allowing of such acts by said First Lieutenant George W. Kershaw being a neglect to enforce a provision of section one hundred and seven of the Military Code of the State of New York.

CHARGE FIFTH.—*Disobedience of orders by violating paragraph three hundred and eighty-nine of the Manual of Rifle Practice by allowing one man to shoot in the name of another.*

Specification.—That said First Lieutenant George W. Kershaw, being in command of Company "E," Seventy-first Regiment of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the seventeenth day of June, in the year one thousand eight hundred and seventy-eight, did allow one Sergeant A. S. Bennett, whose full name is unknown, to answer and shoot in the name of one J. H. Osborn, whose full name is unknown, a member of his said company, and allow the score made by said Sergeant A. S. Bennett to be entered upon the score blanks of the rifle practice of said company as having been made by said J. H. Osborn, said J. H. Osborn not being present and not having shot.

To which charges and specifications the accused pleaded as follows :

To the *Specification* to the First Charge.—"Not Guilty."

To the **FIRST CHARGE.**—"Not Guilty."

To the *Specification* to the Second Charge.—"Not Guilty."

To the **SECOND CHARGE.**—"Not Guilty."

To the *Specification* to the Third Charge.—"Not Guilty."

To the **THIRD CHARGE.**—"Not Guilty."

To the *Specification* to the Fourth Charge.—"Not Guilty."

To the **FOURTH CHARGE.**—"Not Guilty."

To the *Specification* to the Fifth Charge.—"Not Guilty."

To the **FIFTH CHARGE.**—"Not Guilty."

FINDINGS

The Court, having maturely considered the evidence adduced, finds the accused, First Lieutenant George W. Kershaw, as follows :

Of the *Specification* to the First Charge.—Not Guilty.

Of the **FIRST CHARGE.**—Not Guilty.

Of the *Specification* to the Second Charge.—Guilty in so far as this, that said First Lieutenant George W. Kershaw, at Creedmoor, during the rifle practice of his company on the 17th day of June, 1878, did cause a false entry to be made upon a score blank by permitting and directing the name of one J. H. Osborn, who was not present and who was a member of his said company, to be entered upon the score blank of the rifle practice of said company, by which entry the score which was made by Sergeant A. S. Bennett, who was not entitled to shoot that day, was entered as having been made by the said J. H. Osborn.

Of the **SECOND CHARGE.**—Guilty.

Of the *Specification* to the Third Charge.—Not Guilty.

Of the **THIRD CHARGE.**—Not Guilty.

Of the *Specification* to the Fourth Charge.—Not Guilty.

Of the **FOURTH CHARGE.**—Not Guilty.

Of the *Specification* to the Fifth Charge.—Not Guilty.

Of the **FIFTH CHARGE.**—Not Guilty.

SENTENCE.

And the Court does therefore sentence him, First Lieutenant George W. Kershaw of Company "E," Seventy-first Regiment, to pay a fine of twenty-five dollars (\$25.00).

The proceedings and findings of the Court in this case are approved except the findings on the second charge and the specification thereto, which are disapproved for the following reasons: The specification alleges that the accused "did cause a false entry to be made upon a score blank by "permitting and directing a score to be entered upon the score blank of the "rifle practice," etc., while the finding is that the accused "did cause a "false entry to be made upon a score blank by permitting and directing "the name of one J. H. Osborn" * * * "to be entered upon the score "blank of rifle practice," etc. It was not competent for the Court to find the accused guilty of any act not distinctly alleged in the specification, on which he had not been arraigned, and to which he did not therefore plead. The Court was competent to find him guilty of a part of a specification and not guilty of the remainder, if the evidence warranted such a finding, but it had no authority to substitute in its finding, language or statements not contained in the specification. While therefore the testimony clearly shows that the accused was guilty of a violation of section 207 of the Military Code, it was not, according to the finding, in the manner alleged in the specification, and he thus escapes punishment. The sentence is therefore also disapproved and First Lieutenant Kershaw will resume his sword and return to duty.

VIII.—First Lieutenant John H. Hartcorn, of Company "H," of the Third Regiment of Cavalry, on the following charges and specifications:

CHARGE FIRST.—*Violation of section two hundred and seven of the Military Code of the State of New York, by knowingly permitting a substitute to shoot in the name of a member of his command.*

Specification.—That said First Lieutenant John H. Hartcorn, being in command of Company "H," Third Regiment of Cavalry of the First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day did knowingly permit a person whose name is unknown, to shoot as a substitute for and in the name of one Sergeant Bramman, whose first name is unknown, and who was not present on that occasion and who was a member of said company and command.

CHARGE SECOND.—*Violation of section two hundred and seven of the Military Code of the State of New York, by making a false entry upon a score blank or return of rifle practice.*

Specification.—That said First Lieutenant John H. Hartcorn, being in command of Company "H," Third Regiment of Cavalry of the First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did cause a false entry to be made upon a score blank by permitting and di-

recting a score to be entered upon the score blank of the rifle practice of his said company as being made by one Sergeant Bramman, a member thereof, whose first name is unknown, which score was in fact made by another person, namely, by a person whose name is unknown.

CHARGE THIRD.—*Violation of General Orders, number four (4), series of eighteen hundred and seventy-eight, of the First Division of the National Guard of the State of New York, by permitting a person to shoot in a class to which he did not belong.*

Specification.—That said First Lieutenant John H. Hartcorn, being in command of Company "H," Third Regiment of Cavalry of the First Division of the National Guard of the State of New York, at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, during the rifle practice of said regiment and company on that day, did knowingly permit a person whose name is unknown, to shoot as a substitute for one Sergeant Bramman, whose first name is unknown, and who was not present on that occasion, and who was a member of said company and command.

CHARGE FOURTH.—*Neglect of duty.*

Specification.—That said First Lieutenant John H. Hartcorn, being in command of Company "H," Third Regiment of Cavalry of the First Division of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the fifth day of August, one thousand eight hundred and seventy-eight, did allow a person whose name is unknown, to answer to, and shoot in the name of one Sergeant Bramman, a member of his said company, whose first name is unknown, and allow the score made by said unknown person to be entered upon the score blanks of the rifle practice of said company as having been made by said Sergeant Bramman, said Sergeant Bramman not being present and not having shot, and the allowing of such acts by said First Lieutenant John H. Hartcorn being a neglect to enforce a provision of section one hundred and seven of the Military Code of the State of New York.

CHARGE FIFTH.—*Disobedience of orders by violating paragraph three hundred and eighty-nine of the Manual of Rifle Practice, by allowing one man to shoot in the name of another.*

Specification.—That said First Lieutenant John H. Hartcorn, being in command of Company "H," Third Regiment of Cavalry of the National Guard of the State of New York, during the rifle practice of said regiment and company at Creedmoor, Long Island, on the fifth day of August, in the year one thousand eight hundred and seventy-eight, did allow a person whose name is unknown, to answer and shoot in the name of one Sergeant Bramman, a member of his said company, whose first name is unknown, and did allow the score made by said unknown person to be entered upon the score blank of the rifle practice of said company, as having been made by said Sergeant Bramman, said Sergeant Bramman not being present and not having shot.

To which charges and specifications the accused pleaded as follows :

To the *Specification* to the First Charge.—“Not Guilty.”
 To the FIRST CHARGE.—“Not Guilty.”
 To the *Specification* to the Second Charge.—“Not Guilty.”
 To the SECOND CHARGE.—“Not Guilty.”
 To the *Specification* to the Third Charge.—“Not Guilty.”
 To the THIRD CHARGE.—“Not Guilty.”
 To the *Specification* to the Fourth Charge.—“Not Guilty.”
 To the FOURTH CHARGE.—“Not Guilty.”
 To the *Specification* to the Fifth Charge.—“Not Guilty.”
 To the FIFTH CHARGE.—“Not Guilty.”

FINDINGS.

The Court, having maturely considered the evidence adduced, finds the accused, First Lieutenant John H. Hartcorn, as follows :

Of the *Specification* to the First Charge.—Guilty.
 Of the FIRST CHARGE.—Guilty.
 Of the *Specification* to the Second Charge.—Guilty,
 Of the SECOND CHARGE.—Guilty.
 Of the *Specification* to the Third Charge.—Guilty.
 Of the THIRD CHARGE.—Guilty.
 Of the *Specification* to the Fourth Charge.—Guilty.
 Of the FOURTH CHARGE.—Not Guilty.
 Of the *Specification* to the Fifth Charge.—Guilty.
 Of the FIFTH CHARGE.—Not Guilty.

SENTENCE.

And the Court does therefore sentence him, First Lieutenant John H. Hartcorn, of Company “H,” Third Regiment of Cavalry, to *pay a fine of one hundred dollars.*

The proceedings, findings and sentence in this case are approved and confirmed.

IX.—The Court Martial of which Colonel Emmons Clark is President, is dissolved.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,
Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL :

and A. D. C.

HEAD-QUARTERS FIRST DIVISION,
NATIONAL GUARD STATE OF NEW YORK,
155 AND 157 MERCER STREET,

NEW YORK, Dec. 7th, 1878.

GENERAL ORDERS, }
No. 10. }

The following promotion and appointment on the personal staff of the Major-General Commanding are hereby announced to take effect from this date :

Captain WM. DELANCEY BOUGHTON, Aid-de-Camp, to be Aid-de-Camp with the rank of Major, *vice* ALLIGER, resigned.

HILBERT B. MASTERS (late Captain and Brevet Major U. S. Volunteers), to be Aid-de-Camp with the rank of Captain, *vice* BOUGHTON, promoted.

They will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,
Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL :

Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, June 29th, 1878.

Circular.

I.—The Nevada Badge, presented by the National Guard of Virginia City, Nevada, will be open to competition during the present year, upon the following terms, prescribed by the donors, and Colonel WILLIAM C. CHURCH, as their trustee, as prescribed by General Orders, No. 11, A. G. O., series 1877; and it is hoped that as many companies of the First Division as find it possible to do so, will engage in the contest.

“Open only to companies in the National Guard, not less than thirty-five (35) officers and men to shoot, and all competitors to be certified to be regularly enrolled members of the company they represent, and to have been such on July 3d, 1878. Weapon: Remington Rifle, State model, with regulation ammunition. Distances: 200 and 500 yards; five scoring and two sighting shots at each distance. Position, targets, etc., to conform to the rules of the National Rifle Association.”

II.—Each company intending to compete may select any time it may see fit, provided that two weeks written notice thereof shall have been previously given to the General Inspector of Rifle Practice, and that the returns of practice are forwarded to him before November 1st, 1878.

III.—Companies proposing to compete will notify the General Inspector of Rifle Practice, as early as practicable, either with or without the designation of the day selected for the competition. Those sending such notice will be informed of the time and place of all competitions by other companies, and will be authorized to send representatives to such competitions to see that the same are fairly conducted.

IV.—The Division, Brigade, and Regimental Inspectors of Rifle Practice must be notified of all competitions for the Badge by organizations within their respective commands, and should be present and see that the practice therefor is properly conducted.

V.—In case of stormy or tempestuous weather, the Division, or in his absence, the Brigade Inspector of Rifle Practice is authorized, on the request of the commanding officer of any company that may have selected that day for competition, to adjourn the same to the following day. This, however, will only be done in exceptional cases, and for no longer time.

VI.—The Nevada Badge will be held by its present possessors until November 1st, 1878, when it will be put at the disposition of Colonel WILLIAM C. CHURCH, of the *Army and Navy Journal*, the trustee for the same appointed by the donors of the Badge. Colonel CHURCH will transfer the Badge to the company certified by the Regimental, Brigade, Division, and General Inspectors of Rifle Practice to have made the best score under the foregoing regulations, their certificate to be accompanied by a copy of the score, to

be published in the number of the *Army and Navy Journal* following its receipt. The winning company will hold it for one year, and will be required to give bonds for its safe-keeping and return November 1st, 1879, to the winner in competitions in 1879.

VII.—Ammunition for two practices and one competition for the “Nevada Badge” will be issued to all companies giving notice of their intention to compete therefor.

VIII.—Regimental commanders are authorized, with the approval of their brigade commander, to allow the scores made in the competition as a qualification for the marksman’s badge.

IX.—Attention is called to the State and Inter-State Matches taking place at Creedmoor in September of this year. The team to represent the State of New York in the Inter-State Match will be selected from the fourteen members of the various National Guard teams making the highest aggregate individual scores in the various matches of the National Rifle Association open to such teams: such selection being based, not only upon the scores made in such match, but upon the general steadiness and reliability of the men, as certified by the captains of the regimental teams to which they respectively belong, to the General Inspector of Rifle Practice, who will command the team. The entrance fee for the team will be paid by the State.

X.—It is desirable that as many organizations as can do so will engage in these matches, since though they may not win, the practice will be beneficial and will tend to increase the number of marksmen.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen’l and Chief of Staff.

OFFICIAL:

Colonel and Act’g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, August 31st, 1878.

Circular.

The amendment made to Sec. 121 of the Military Code by the last Legislature, provides that the expense of providing "camp stools, apparatus and fixtures for heating and lighting, and the fuel and gas or oil" for the armories "shall be a portion of the county charges."

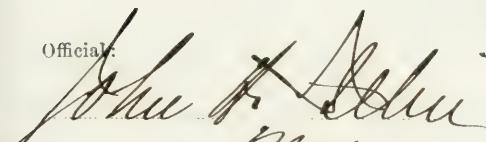
In order that the proper department may be informed of the requirements of each organization, commanding officers of Regiments, Batteries, and Separate Troops will, upon receipt of this, forward to these Headquarters, an estimate of the quantities of the articles referred to, specifying separately the quantities required for the remainder of the current year and for the year 1879.

By order of Major-General ALEXANDER SHALER.

CARL JUSSEN,

Colonel and A. A. A. Gen'l.

Official:


Major and A. D. C.

HEAD-QUARTERS FIRST DIVISION,
NATIONAL GUARD STATE OF NEW YORK,
155 AND 157 MERCER STREET,

NEW YORK, Sept. 25th, 1878.

Circular.

I.—All the rifles and carbines held by the infantry and cavalry organizations of this Division will be inspected in their respective armories, either on the days designated by General Orders, No. 7, c s., from these Head-Quarters, or on a day immediately preceding the same.

II.—In making a selection of a parade ground for the coming inspections, the Inspector-General desires commanding officers to designate a wide street, unobstructed by railway tracks, nearest to the armories of their respective organizations.

III.—The muster-rolls of each organization will be collected at the several regimental head-quarters and forwarded to the office of the Inspector-General (No. 22 Platt street) on the day prior to the day of inspection.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,
Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL :

Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,
NATIONAL GUARD STATE OF NEW YORK,
155 AND 157 MERCER STREET,

NEW YORK, Oct. 9th, 1878.

Circular.

The recent publication of an official military correspondence, the subject matter of which few outside of military circles fully understand or can properly appreciate, and in which the general public can have very little interest, induces the Division Commander to call the attention of all officers to a plain rule of etiquette, which should govern in all official correspondence.

A written communication with its endorsements, belongs to the highest Head-Quarters to which it may have been addressed or forwarded, whether it has been returned therefrom or not; and a subordinate officer, even though he be its author, is not at liberty to publish it without the consent of the highest authority which has acted upon it. The same is true of official reports. It is upon this principle that an officer may demand or direct the return of papers referred by him to a subordinate, and that the latter's request for the return of papers forwarded by him to a superior, may be denied.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,
Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL :

Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, Jan. 29th, 1879.

GENERAL ORDERS, }
No. 1. }

A General Court Martial will convene at the "Rendezvous" (Nos. 7, 9 and 11 West 13th Street), on the 13th proximo, at 8 o'clock, P. M., or as soon thereafter as possible, for the trial of Captain MARTIN L. VANTINE, Company "C," 71st Regiment Infantry, and such other officers as may be brought before it.

DETAIL FOR THE COURT:

Brigadier-General WILLIAM G. WARD, 1st Brigade.

Colonel GEORGE D. SCOTT, 8th Regiment Infantry.

Lieutenant-Colonel CHARLES A. POST, Ordnance Officer, 1st Division.

Major DAVID B. WILLIAMSON, Judge Advocate, 3d Brigade, is appointed the Judge Advocate for the Court.

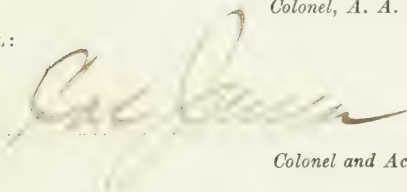
The Court will sit without regard to hours.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL:



Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET.

NEW YORK, March 7th, 1879.

GENERAL ORDERS, }
No. 2. }

Pursuant to Section 235 of the Military Code, a Court Martial is hereby ordered for the trial of the officers in the several brigades above the rank of captain, and of all officers belonging to the cavalry and artillery organizations of this Division, who have been returned as "absent from any parade, encampment, drill or meeting for instruction," held pursuant to orders during the year 1878.

DETAIL FOR THE COURT:

Brigadier-General FREDERICK VILMAR, 2d Brigade.

Colonel CORNELIUS B. MITCHELL, Chief of Artillery, 1st Division.

Lieutenant-Colonel WILLIAM DELACY, 69th Regiment Infantry.

The Court will assemble at the "Rendezvous" (Nos. 7, 9 and 11 West 13th Street), on Thursday, March 27th, 1879, at 8 o'clock, P. M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL:



Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, April 5th, 1879.

GENERAL ORDERS, }
No. 3. }

I.—Pursuant to Special Orders No. 46, c. s., from General Head-Quarters, the organizations of this command are hereby ordered to parade for inspection and muster as required by section 130, Military Code, upon suitable parade grounds to be selected by the several commandants, as follows :

71st Regiment Infantry	on Monday, the 12th proximo, at	2 o'clock, P. M.
8th	" " " Tuesday, 13th	" " 2 " "
9th	" " " Wednesday, 14th	" " 2 " "
69th	" " " Thursday, 15th	" " 2 " "
5th	" " " Friday, 16th	" " 2 " "
11th	" " " Monday, 19th	" " 2 " "
12th	" " " Tuesday, 20th	" " 2 " "
7th	" " " Wednesday, 21st	" " 2 " "
3d	" Cavalry, " Thursday, 22d	" " 2 " "
22d	" Infantry, " Saturday, 24th	" " 12 " M.
Separate Troops " A " and " B,"	on Monday, 26th	" " 2 " P. M.
Batteries " B " and " K. "	on Tuesday, 27th	" " 2 " "

II.—The Field, Staff, Troop and Battery officers will parade mounted.

III.—The commandants of the several organizations will designate the parade grounds selected, in orders, and forward two copies of the same to these Head-Quarters, as soon as they are promulgated.

IV.—The necessary blank muster-rolls will be provided and one copy of the same, properly prepared and endorsed with the full post office address of the commandant, will be forwarded to Brigadier-General JOHN B. WOODWARD, Inspector-General, S. N. Y., P. O. Box No. 1748, New York City, at least twenty days prior to the dates of the several musters herein ordered, for examination as required by section 152, Military Code.

V.—The attention of commanding officers is directed to the following provisions of the Military Code :

“ § 207. Every commissioned officer, and every non-commissioned officer, musician and private, shall, on due conviction, be subject, for the following offenses, to the fines and penalties thereto annexed :

“ 1. Every commissioned officer, for non-attendance at any drill, parade or encampment, * * * * or making a false entry upon a muster-roll, or knowingly muster as a soldier a substitute or a person who is not a regularly enlisted soldier in and a member of his command, * * * * a fine of not more than one hundred, nor less than five dollars.”

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL :

Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET.

NEW YORK, April 11th, 1879.

GENERAL ORDERS, }
No. 4. }

I.—Before a General Court Martial which convened at the “Rendez-vous” (7, 9 and 11 West 13th Street), city of New York, pursuant to General Orders No. 1, c. s., from these Head-quarters and of which Brigadier-General William G. Ward, First Brigade, is President, was arraigned and tried :

Captain Michael Brennan, of Company “A,” Sixty-ninth Regiment Infantry, on the following charge and specification :

CHARGE.—*Neglect of duty, to the prejudice of good order and military discipline.*

Specification.—In this that the said Captain Michael Brennan, commanding Co. “A,” 69th Regiment, Third Brigade, First Division, N. G. S. N. Y., did fail and neglect to make and forward to Regimental Head-quarters 69th Regiment, on or before the 5th day of January, 1879, a quarterly return on Form No. 91, Military Code, as required by General Orders No. 9, issued from Head-quarters Third Brigade, First Division, N. G. S. N. Y., and also by General Orders No. 10, supplement, issued from the Adjutant-General’s Office, Albany, under date of July 6th, 1878.

To which the accused pleaded as follows :

To the *Specification*.—“Guilty.”

To the CHARGE.—“Not Guilty.”

FINDING.

The Court having maturely considered the plea and statement of the accused, finds him, Captain Michael Brennan,

Of the *Specification*.—Guilty.

Of the CHARGE.—Guilty.

SENTENCE.

And the Court does therefore sentence him, Captain Michael Brennan of Company "A," Sixty-ninth Regiment Infantry, TO BE REPRIMANDED IN GENERAL ORDERS BY THE DIVISION COMMANDER.

II.—The proceedings, findings and sentence of the Court are approved and confirmed. Promptness in the rendition of reports and returns is essential to the proper conduct of business, especially when, as in this instance, the reprehensible neglect of a company commander involves delay in the compilation, and prevents the forwarding of the returns of the entire Division at the proper time. It will be well for Captain Brennan to pay greater attention to the requirements of the law, regulations and orders on this subject in the future. He will resume his sword and return to duty.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL:

Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET.

NEW YORK, May 9th, 1879.

GENERAL ORDERS, }
No. 5. }

I.—The Division will parade on the 30th instant to participate in the ceremonies of Decoration Day, as escort to the organizations parading under the direction of the Grand Marshal of the day and for review by His Excellency the Commander-in-Chief.

II.—The troops will be formed in close columns, the heads resting on Fifth avenue, in the following order :

Separate Troops "A" and "B" on East 34th street.
The Third Brigade on West 34th and West 33d streets.
Battery "B" on East 33d street.
The First Brigade on West 32d street.
Battery "K" on East 32d street.
The Second Brigade on West 31st street.
The Third Regiment Cavalry on East 31st street.

The column will move in the order above given at 11 o'clock, A. M.

III.—The line of march will be down Fifth avenue to 14th street, to and around Union Square, to Broadway, to Murray street.

IV.—At the Worth Monument the honors of a marching salute will be paid to His Excellency the Commander-in-Chief, accompanied by other civic and military officials.

V.—Upon the arrival of the head of the column at Murray street, line will be formed for the passage of the organizations under escort, the following necessary modifications of the prescribed formation being observed :

For Infantry.

The rear rank will be aligned upon the curb and the distances will be diminished as follows: two yards from the rear to the front rank and from the front rank to the line of company officers, and one and three yards respectively from the line of company officers to the croup of the field and commanding officers' horses.

For Cavalry.

The rank against the curb; the file-closers in rank; the chiefs of platoon, troop, battalion and regimental commanders, respectively, one, two, three and four yards, from head to croup of horses, in advance of the rank.

For Artillery.

In columns of sections (pieces in battery), along the curb; the chiefs of platoon and battery commanders, respectively, one and three yards, from muzzle of pieces to croup of horses, in advance.

The brigade commanders with their staffs and orderlies will take post on the right of their respective brigades slightly in advance of the line of regimental commanders.

Regimental, separate troop and battery commanders will cause their commands to salute upon the arrival of the Grand Marshal at a point twenty yards from the left of their several organizations, and to carry arms when the salute is acknowledged.

VI.—When the rear of the escorted organizations has passed the right of the line, the Division will break from the right to march to the left, by regiments and proceed up Broadway to Union Square, where the parade will be dismissed. All organizations will march to their armories by the shortest available route, turning from 14th street in the proper direction as soon as practicable, in order that lines of travel may not be unnecessarily obstructed.

VII.—The Division Staff will assemble, mounted and in full uniform, at the Rendezvous (Nos. 7, 9 and 11 West 13th street), at 10 o'clock, A. M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL:

Wm. E. Van Hook
and A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, May 17th, 1879.

GENERAL ORDERS, }
No. 6. }

I.—The rifle practice of this Division at Creedmoor for the season of 1879 will be conducted as follows:

- 1.—The first practice for each of the organizations as below assigned will be for the Marksman's Badge by the present marksmen, and by those who may be considered by the Regimental Inspectors of Rifle Practice to be sufficiently skilled, *vide* Wingate's Manual of Rifle Practice, as amended, par. 285, 288, 289. All who may qualify will be exempt from further practice during the year.

No one shall be allowed to shoot in any class to which he does not belong, except as above prescribed. Musicians and drummers will not be allowed to shoot. No score made by any officer or man in class firing is to be recognized, except when made at a target to which he has been regularly assigned and where his name has been previously entered upon a score blank. All must stand upon the first qualifying score made in any class. Commanding officers will be held responsible for violations of these regulations.

Cavalry Organizations, 113 Marksmen.

on June 2d.

First Brigade, 263 Marksmen.

on June 5th.

Second Brigade, 275 Marksmen.

on June 6th.

Third Brigade, 472 Marksmen.

7th Regiment on June 9th.

8th and 69th Regiments on June 16th.

- 2.—The second practice will be in the third class and subsequent classes for all those who have not qualified as marksmen this year. In this and the following practices one day will be devoted to each regiment, and no two or more regiments or detachments from different regiments will occupy the range on the same day. Brigade commanders will be guided by the above provision in issuing their orders.

First Brigade.

June 20th, July 7th and 18th.

Second Brigade.

June 23d, July 11th and 21st.

Third Brigade.

June 26th, July 17th and 24th.

Cavalry Organizations.

July 31st.

- 3.—The third practice will be in the third, second and first classes by those who have previously failed to qualify in such classes.

First Brigade.

August 1st, 15th and 28th.

Second Brigade.

August 4th, 18th and Sept. 1st.

Third Brigade.

August 11th, 21st and Sept. 8th.

Cavalry Organizations.

August 29th.

- 4.—In addition to the above, there will be a number of days after the 8th of September on which the range may be secured for practice by organizations desirous of so doing, upon proper and approved application therefor made through the usual channels to these Head-Quarters.

II.—All members failing to qualify in any class will be required to repeat the practice on the same day not more than once.

III.—On any practice day, when men qualify in any class, they will be practiced in the next class if time will permit.

IV.—Each regiment and separate troop may draw for one transportation to and from Creedmoor for each officer, non-commissioned officer and soldier in each organization on March 31st 1879, as shown by the returns for the first quarter of 1879. The commanding officer of each regiment or separate troop sending a team to Creedmoor to compete for the State prizes for infantry and cavalry will be allowed one transportation to and from Creedmoor for each member of such team (excluding all substitutes and attendants), provided that requisitions therefor, duly approved at Division and Brigade Head-quarters be forwarded in time to reach the Chief of Ordnance and Acting Assistant Quartermaster General at least thirty days prior to the time fixed for such competition. Under no circumstances will other expenses connected with teams competing in any match be defrayed from the military fund of the State during the current year.

V.—The division and brigade staffs, each regiment and separate troop having a figure of merit for 1878 of over 25 (see G. O. No. 23, series 1878, A. G. O.), will be allowed to draw not to exceed forty cartridges for each officer, non-commissioned officer and soldier therein on March 31st, 1879, as shown by the quarterly returns. Organizations having a figure of merit of 25 or under will be allowed to draw not to exceed twenty cartridges in the same manner, and as soon as they have expended that amount in class firing, will be allowed to draw twenty rounds more.

VI.—Requisitions for ammunition and transportation will be made upon blanks furnished by the Chief of Ordnance and Acting Assistant Quartermaster General, signed by the commanding officer of the organization, and forwarded through the regular channels with the approval of Brigade commanders endorsed thereon to the Chief of Ordnance through these Headquarters. The ammunition will be issued either at the New York State Arsenal or from the State magazine at Creedmoor as commanding officers may elect.

VII.—Blanks for rifle practice will be issued from these Headquarters. They will be kept carefully written up and the "Company Classification Roll" must be conspicuously displayed in the various company rooms.

VIII.—Commanding officers will make the necessary details for guard duty and give such instructions as will insure good order and discipline in going to, returning from and while on the range, which instructions will embrace that part of the range assigned to the use of the troops, but must not interfere with the privileges of members of the National Rifle Association who have at all times the right to enter within the range and use any portion of it not occupied by the troops.

IX.—Troops will leave Long Island City by train at 8, A. M. (34th street ferry, New York, 15 minutes earlier), and will return by train leaving Creedmoor at 5:30, P. M.

X.—Brigade commanders will issue the necessary orders for carrying out the provisions of this order without delay, an extra copy of which, as well as of the regimental and troop orders issued in pursuance hereof, will be forwarded to these Headquarters.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL:



Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, May 19th, 1879.

GENERAL ORDERS,)
No. 7. }

I.—The time for the column to move on the 30th instant as directed in Paragraph II of General Orders No. 5. c. s., from these Head-Quarters, is hereby changed to 9:30. A. M.

II.—The Division Staff will assemble at 8:30. A. M., instead of 10. A. M., as directed by Paragraph VII of General Orders No. 5. c. s.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL:



Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, July 28, 1879.

GENERAL ORDERS, }
No. 8. }

A General Court Martial will convene at the "Rendezvous" (Nos. 7, 9 and 11 West 13th Street), on the 11th proximo, at 8 o'clock, P. M., or as soon thereafter as possible, for the trial of Captain Hugh Coleman, Company "E," 69th Regiment Infantry, and Second Lieutenant Leon Backer, Company "F," 22d Regiment Infantry, and such other officers as may be brought before it.

DETAIL FOR THE COURT:

Brigadier-General J. M. Varian, 3d Brigade.

Lieutenant-Colonel M. P. L. Montgomery, 9th Regiment Infantry.

Major Wm. DeLancey Boughton, A. D. C. 1st Division.

Major H. W. Webb, Judge Advocate, 1st Brigade, is appointed the Judge Advocate for the Court.

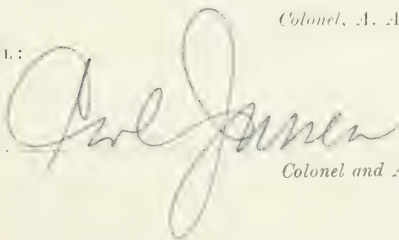
The court will sit without regard to hours.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL:



Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, Oct. 2, 1879.

GENERAL ORDERS, }
No. 9. }

I. Before a General Court Martial which convened at the "Rendezvous," (Nos. 7, 9, and 11 West 13th Street) city of New York, pursuant to General Orders No. 8. c. s., from these Head-Quarters, and of which Brigadier-General Joshua M. Varian, 3d Brigade, is President, was arraigned and tried :

Captain Hugh Coleman, of Company "E," Sixty-ninth Regiment Infantry, on the following charges and specifications :

CHARGE FIRST.—*Disobedience of orders.*

Specification First.—In this that he, the said Captain Hugh Coleman, Company "E," Sixty-ninth Regiment, Third Brigade, First Division National Guard State of New York, while on duty and in uniform, did disobey the legal order of his superior and commanding officer Major Edward Duffy of the said Sixty-ninth Regiment, as follows, to wit: the said Sixty-ninth Regiment being on the march from the regimental armory to the place to which it had been ordered to proceed for inspection the said Major Duffy being then and there the superior and commanding officer of the said Captain Hugh Coleman, and the said Captain Hugh Coleman being then and there in command of Company "E," of said regiment and said Company "E" being the seventh company from the head of the column of said regiment as the same was then marching, and said Company "E" having lost much distance so as to leave a long interval, namely an interval of about one hundred yards, be the same more or less, between the said Company "E" and the rear of the portion of the column then preceding it, the said Major Edward Duffy with the intention and for the purpose of causing said company to take its proper place in the column, did give to the said Captain Hugh Coleman the order to cause his command to march at double time by saying "Captain, double time," or words to that effect, which order the said Captain Hugh Coleman did then and there disobey. This at Ludlow street in the City of New York on the fifteenth day of May, 1879.

Specification Second.—In this that he, the said Captain Hugh Coleman, Company "E," Sixty-ninth Regiment Third Brigade First Division National Guard State of York, while on duty and in uniform did disobey the legal order of his superior and commanding officer Major Edward Duffy, of the said Sixty-ninth Regiment as follows, to wit: the said Sixty-ninth Regiment being on the march from the regimental armory to the place to which it had been ordered to proceed for inspection, the said Major Edward Duffy being then and there the superior and commanding officer of the said Captain Hugh Coleman and the said Captain Hugh Coleman being then and there in command of Company "E" of said regiment and said Company

"E" being the seventh company from the head of the column of said regiment, as the same was then marching, and said Company "E" having lost much distance so as to leave a long interval, namely an interval of about one hundred yards, be the same more or less, between the said Company "E" and the rear of the portion of the column then preceding it, after he the said Major Edward Duffy had once given the said Captain Hugh Coleman an order to cause his command to march at double time, and after said Captain Hugh Coleman had once disobeyed such order, he the said Major Edward Duffy, after waiting a reasonable time to allow said Captain Hugh Coleman to cause said order to be executed, did, with the intention and for the purpose of causing said company to take its proper place in the column, again order said Captain Hugh Coleman to cause his company to march at double time saying to said Captain Hugh Coleman, "Captain, double time" or words to that effect, which order the said Captain Hugh Coleman, did then and there disobey. This at Ludlow street in the city of New York on the fifteenth day of May, 1879.

Specification Third.—In this that he, the said Captain Hugh Coleman, Company "E," Sixty-ninth Regiment, Third Brigade First Division National Guard State of New York, while on duty and in uniform did disobey the legal order of his superior and commanding officer Major Edward Duffy, of the said Sixty-ninth Regiment, as follows, to wit: the said Sixty-ninth Regiment being on the march from the regimental armory to the place to which it had been ordered to proceed for inspection, the said Major Edward Duffy being then and there the superior and commanding officer of the said Captain Hugh Coleman, and the said Captain Hugh Coleman being then and there in command of Company "E" of said regiment, and said Company "E" being the seventh company from the head of the column of said regiment, as the same was then marching, and said Company "E" having lost much distance so as to leave a long interval, namely an interval of about one hundred yards, be the same more or less, between the said Company "E" and the rear of the portion of the column then preceding it, after he, the said Major Duffy, had twice given the said Captain Hugh Coleman an order to cause his command to march at double time and said Captain Hugh Coleman had twice disobeyed such order, he the said Major Edward Duffy, being then and there in command of the left wing of the said regiment which had become separated from the right wing of said regiment, did with the intention and for the object and purpose of causing said left wing to resume its proper place in the column, give the said left wing an order to march at double time in the words "Left wing, double time," or words to that effect. Upon hearing said order given as hereinabove last set forth, the said Captain Hugh Coleman did then and there order his company, viz.: Company "E" of said Sixty-ninth Regiment, to "Halt," and did cause said order to halt to be executed, said company being then at the head of the column of the left wing of said Sixty-ninth Regiment and did thereby delay and prevent the prompt execution of the aforesaid legal order given by said Major Edward Duffy to the left wing of said Sixty-ninth Regiment, and the said Captain Hugh Coleman, at or about the time of causing his command to halt as hereinbefore last set forth, did say to Company "E" of said Sixty-ninth Regiment then under his command, or to officers or men of said company, "Take no orders from that fellow do as I tell you," referring thereby to Major Edward Duffy. This at Ludlow street in the city of New York on the fifteenth day of May, 1879.

Specification Fourth.—In this that he the said Captain Hugh Coleman, Company "E," Sixty-ninth Regiment, Third Brigade, First Division National Guard State of New York, while on duty and in uniform, and in the presence of commissioned officers and enlisted men of the said regiment, while said regiment was proceeding from the regimental armory to the place to which it had been ordered to proceed for inspection, did disobey the legal order of Major Edward Duffy, his superior and commanding officer, by refusing to consider himself in arrest when ordered to consider himself in arrest by the said Major Edward Duffy who was then and there in command of the left wing of said Sixty-ninth Regiment, of which left wing the said Company "E" formed a part. This in Houston street in the city of New York on the fifteenth day of May 1879.

CHARGE SECOND.—*Conduct to the prejudice of good order and military discipline.*

Specification First.—In this that he the said Captain Hugh Coleman, Company "E," Sixty-ninth Regiment, Third Brigade, First Division National Guard State of New York, while on duty and in uniform, and while the said regiment was on parade and in the presence of commissioned officers and enlisted men of said regiment, disobeyed the legal orders of his superior officer, Major Edward Duffy. This in Ludlow street in the city of New York on the fifteenth day of May, 1879.

Specification Second.—In this that he, the said Captain Hugh Coleman Company "E," Sixty-ninth Regiment, Third Brigade, First Division National Guard State of New York, while on duty and in uniform, and in the presence and hearing of commissioned officers and enlisted men of said regiment, ordered his company not to obey the legal orders of his superior officer Major Edward Duffy of the said Sixty-ninth Regiment. This in Ludlow street in the city of New York on the fifteenth day of May, 1879.

CHARGE THIRD.—*Breach of arrest.*

Specification First.—In this that he the said Captain Hugh Coleman Company "E," Sixty-ninth Regiment, National Guard State of New York, while said regiment was proceeding from the regimental armory to the place designated for a regimental inspection after he the said Captain Hugh Coleman had been duly placed in arrest by the legal orders of his superior officer Major Edward Duffy did attempt to assume command of his company, and did then and there in presence of officers and enlisted men of said regiment say, "I disregard the authority of Major Edward Duffy to put me in arrest," or words to that effect. This in Second Avenue New York on the fifteenth day of May, 1879.

Specification Second.—In this that he, the said Captain Hugh Coleman, Company "E," Sixty-ninth Regiment National Guard State of New York, while the said regiment was marching from the regimental armory to the place to which it had been ordered for inspection, after he the said Captain Hugh Coleman had been legally placed in arrest and after Lieutenant Robert McFeeley had been duly assigned by Colonel James Cavanagh commanding said Sixty-ninth Regiment to the command of Company "E" of said regiment in place of said Captain Hugh Coleman did, while in arrest, order the said Lieutenant Robert McFeeley to leave said Company "E" and to go to his own company, and did thereupon, and while in arrest take command of said company. This in Second avenue New York, on the fifteenth day of May, 1879.

CHARGE FOURTH.—*Conduct unbecoming an officer and a gentleman.*

Specification First.—In this that he the said Captain Hugh Coleman, Company "E," Sixty-ninth Regiment National Guard State of New York, while in arrest and being in uniform, in the presence of commissioned officers and enlisted men of said Sixty-ninth Regiment, did address Major Edward Duffy of said regiment, while the said Major Edward Duffy was in uniform and on duty, with abusive and improper language and among other things, did say in a threatening manner, "I will beat you in this; you don't know anything," or words to that effect. This in Seventh street in the city of New York on the fifteenth day of May, 1879.

To which charges and specifications the accused pleaded as follows:

To the *First Specification to the First Charge.*—"Not Guilty."

To the *Second Specification to the First Charge.*—"Not Guilty."

To the *Third Specification to the First Charge.*—"Not Guilty."

To the *Fourth Specification to the First Charge.*—"Demurrer on the ground that the accuser does not state in his specification that the left wing of the 69th Regiment on the day alleged in the specification was detached from the right wing of the regiment to another department by order of the commandant of the regiment or any other superior officer of the National Guard." Demurrer overruled by the Court, whereupon the accused pleaded "Not Guilty." Subsequently, on motion of the accused, the specification was ordered "to be stricken out and dropped."

To the *FIRST CHARGE.*—"Not Guilty."

To the *First Specification to the Second Charge.*—"Demurrer on the ground that it is indefinite and does not state what the crime and misdemeanor was." Demurrer sustained by the Court and specification ordered "to be stricken out and dropped."

To the *Second Specification to the Second Charge.*—"Demurrer on the ground that it is indefinite and does not state what the crime and misdemeanor was." Demurrer overruled by the Court, whereupon the accused pleaded "Not Guilty."

To the *SECOND CHARGE.*—"Not Guilty."

To the *First Specification to the Third Charge.*—"Demurrer on the ground that it does not specify that the accused had been placed in close confinement or within the limits of the National Guard Department, that the assumption of command is not a breach of arrest within the meaning of the 65th Article of War." Demurrer sustained by the Court and specification ordered "to be stricken out and dropped."

To the *Second Specification to the Third Charge.*—"Not Guilty." Subsequently, on motion of the Judge Advocate, the Court ordered a *nolle prosequi* to specification second of the third charge and to the third charge.

To the *THIRD CHARGE.*—"Not Guilty."

To the *First Specification to the Fourth Charge*.—"Not Guilty."

To the **FOURTH CHARGE**.—"Not guilty." Subsequently the accused moved that specification one to charge four and charge four be stricken out and dropped "on the ground that the language "which it is alleged he used was not such as to substantiate a "charge of conduct unbecoming an officer and a gentleman," and the Court granted the motion.

FINDINGS.

The Court, having maturely considered the evidence adduced, finds the accused, Captain Hugh Coleman, as follows:

Of the *First Specification to the First Charge*.—Guilty.

Of the *Second Specification to the First Charge*.—Guilty.

Of the *Third Specification to the First Charge*.—Not Guilty.

Of the **FIRST CHARGE**.—Guilty.

Of the *Second Specification to the Second Charge*.—Not Guilty.

Of the **SECOND CHARGE**.—Not Guilty.

REMARKS BY THE COURT.

The Court are of the opinion that the disobedience of orders with which the accused was charged and of which he has been found guilty, was of a technical and trivial nature, and although obliged from a consideration of the evidence in the case to find as above, they do not think that anything has been brought before them to warrant a sentence being passed upon the accused. The Court is satisfied that in any other regiment or in the 69th Regiment under circumstances other than those surrounding this case no notice would have been taken of the occurrence; and in their opinion the practice of preferring charges based on circumstances similar to those upon which these charges appear to have been founded, cannot be too strongly disapproved of.

Finally. The malicious and unsoldierly spirit that it is evident exists among some of the officers of the 69th Regiment, and that was manifested on this trial on the part of Captain Coleman and Major Duffy, is deserving of the severest censure and condemnation. It is evident that but for this malevolent feeling the time and attention of the members of this Court would not have been occupied in the consideration of the petty and trivial matters upon which the charges in this case appear to have been based.

II. The Court made very free use of a power that is not directly conferred by law or regulations, and for which at the best but very few precedents can be found, in summarily striking out and dropping whole specifications and charges, and that moreover without showing adequate cause therefor in the record of its proceedings, the fourth specification to the first charge, for instance, being finally, after overruling a formal demurer, thus disposed of on a simple motion of the accused, agreed to by the Judge Advocate, neither of them, it appears, giving any reason for the act. This practice, generally objectionable, is wholly inadmissible when exercised as in the case of the specification to the fourth charge, after evidence has been taken upon the allegations contained in the specifications, the accused being then either entitled to a finding of not guilty and acquittal, or subject to a finding of guilty and adequate punishment.

Strictly speaking, none of the demurrers pleaded by the accused (except that to the specification of the fourth charge) come within the definition of that plea in the General Regulations (Par. 138), and all others should therefore have been overruled, but the demurrer to the first specification of the third charge seems actually without any meaning whatever in the light of the provisions contained in Par. 88, General Regulations, which defines an arrest to be "a suspension of the military functions of an officer," etc. What possible bearing the 65th Article of War has upon a breach of ordinary arrest it is difficult to see.

For the *nolle prosequi* entered in the case of the second specification to the third charge, no reason whatever is given in the record.

The Court admitted a mass of testimony entirely irrelevant to the case and permitted an examination of the accuser by the accused which had no bearing whatever upon the matter at issue and which was highly improper. In the same manner, and with equal impropriety, the Court also allowed to be put in evidence a paper purporting to be charges and specifications alleging, substantially, the same offenses on the part of the accused, but which were not approved or ordered for trial, and upon which consequently he had not been arraigned.

The Court finally erred in failing to pass a sentence upon the accused after its finding of guilty upon two of the specifications to the first charge and the charge itself (disobedience of orders), as required by Sec. 207 of the Military Code, which reads: "Every commissioned officer * * * shall, on due conviction, be subject, for the following offenses, to the fines "and penalties thereto annexed:"

" * * * neglecting or refusing to obey the orders of his superior officer on any day of drill, parade or encampment, or to perform such military duty or exercise as may be required, * * * a fine of not more than one hundred, nor less than five dollars."

This is a plain requirement of law which should have been heeded, but without such a requirement, the Court in failing to pass sentence virtually remitted a penalty, and thus assumed a power which is vested only in the convening authority, and which cannot legally be exercised by any other, except upon appeal.

The proceedings of the Court referred to in this paragraph are disapproved; the remainder of the proceedings and the findings are approved.

Captain Coleman will resume his sword and return to duty.

By order of Major-General ALEXANDER SHALEK.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL:



Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,
NATIONAL GUARD STATE OF NEW YORK,
155 AND 157 MERCER STREET,
NEW YORK, October 6th, 1879.

GENERAL ORDERS, {
No. 10. }

I. The Division will parade on WEDNESDAY, the 15th instant, for review by His Excellency the Commander-in-Chief, fully uniformed (wearing overcoats), armed and equipped.

II. Line will be formed on Fifth Avenue, facing eastward, in the following order from right to left, the right of the First Brigade resting on 45th Street :

Separate Troop "A."
Battery "E."
Third Brigade.
Battery "B."
First Brigade.
Battery "K."
Second Brigade.
Third Regiment Cavalry.

The formation must be completed at 4 o'clock, P. M.

III. The following necessary modifications of the prescribed forms for review will be observed :

For Infantry

The rear rank will be aligned upon the curb and the distances will be diminished as follows : two yards from the rear to the front rank and from the front rank to the line of company officers, and one and three yards respectively from the line of company officers to the the croup of the field and commanding officers' horses.

For Cavalry.

The rank against the curb ; the file-closers in rank ; the chiefs of platoon, troop, battalion and regimental commanders, respectively, one, two, three and four yards, from head to croup of horses, in advance of the rank.

For Artillery.

In columns of sections (pieces in battery), along the curb ; the chiefs of platoon and battery commanders, respectively, one and three yards, from muzzle of pieces to croup of horses, in advance.

The brigade commanders with their staffs and orderlies will take post on the right of their respective brigades slightly in advance of the line of regimental commanders. They will cause their commands to salute upon the arrival of the Reviewing Officer at a point twenty yards from the right of their brigades, and to carry arms when the salute is acknowledged.

The same rule will govern the commanding officers of the cavalry and artillery organizations on the approach of the Reviewing Officer.

When the Reviewing Officer has passed the left of an organization it will be advanced to the opposite side of the avenue, and formed as before prescribed, except that the front rank of the infantry will be upon the curb, the mounted officers of all arms will take post on the right of their respective organizations, and the cavalry file-closers will take post one yard in rear of the rank.

When the Reviewing Officer has passed along the rear beyond the right of an organization it will be formed in column to pass in review.

IV. The line of march will be down Fifth Avenue to the Worth Monument, where the point of review will be established.

V. Care will be taken to preserve the prescribed intervals between the several organizations both in the formation and the passage in review. The interval between the separate troop or batteries and adjoining organizations will be sixty yards.

VI. After passing in review the several organizations will march to their respective armories by the shortest available route, turning in the proper direction as soon as possible, in order that lines of travel may not be unnecessarily obstructed.

VII. The Division Staff will assemble mounted and in full uniform at the "Rendezvous," (Nos. 7, 9, and 11 West 13th Street) at one o'clock, P. M.

By order of Major-General ALEXANDER SHALER,

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official :

Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, June 17th, 1879.

CIRCULAR.

By direction of the Chief of Ordnance, S. N. Y., an officer of that Department will make an inspection of the military property for which commandants are held responsible by the Ordnance and Quartermaster-General's Departments, in conformity to the instructions communicated by circular to the several commandants, at the armories of their respective organizations, as follows :

3rd Regiment Cavalry,	on August 25, 1879, at 10 o'clock, A. M.
Separate Troop "A,"	" " 26, " " 10 " "
Battery "E,"	" " 26, " " 2 " P. M.
" "K,"	" " 27, " " 10 " A. M.
" "B,"	" " 27, " " 2 " P. M.
5th Regiment Infantry,	" " 28, " " 10 " A. M.
12th " "	" " 29, " " 10 " "
22d " "	" " 30, " " 10 " "
9th " "	Sept'r 1, " " 10 " "
11th " "	" 2, " " 10 " "
71st " "	" 3, " " 10 " "
7th " "	" 4, " " 10 " "
8th " "	" 5, " " 10 " "
69th " "	" 6, " " 10 " "

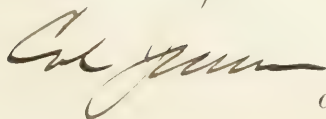
Commanding officers will see that every facility, necessary to make the inspection complete and satisfactory, is given.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL :



Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK.

155 AND 157 MERCER STREET.

NEW YORK, June 19th, 1879.

CIRCULAR.

I. In accordance with instructions from General Head-Quarters the following rules relative to endorsements and the forwarding and transmitting of documents will hereafter be observed:

On the first (or top) fold the date and place of writing, the name of the writer (surname first), followed by his rank and corps, and a brief but comprehensive synopsis of the contents will be written in the order named at the head-quarters where they are first received, and the date of receipt at the various head-quarters, will be stamped or written at the bottom of this fold. Where the communications do not relate to the writer personally, but are upon business of the organization of which he is the commanding officer, or that officer's representative, the name may be omitted and it will be sufficient to say "Commanding Officer" or "Assistant Adjutant-General" of such a corps or brigade. Upon the second fold, at the top, the endorsements of intermediate officers (*forwarding* to a superior officer or *transmitting* to a subordinate) will begin; they will be written or stamped so as to occupy as little space as practicable, and the third and fourth (if there be a fourth) folds will be used if necessary; if more space be required a paper of the same width as the folds will be neatly pasted on to the edge of the last fold. The practice of attaching slips as endorsements must be discontinued, and all endorsements must be properly dated, that is, the date must correspond with the date of forwarding or transmitting. Documents forwarded or transmitted, such as orders, returns of various kinds, abstracts of accounts, etc., etc., which do not require an expression of opinion, approval or disapproval, or upon which it is not necessary to endorse directions or instructions while in transit, do not need endorsement of date, name and synopsis before they reach their final destination, but they must be enclosed in a letter forwarding or transmitting them, addressed to the next higher or lower head-quarters or officer, as the case may be, where they will be re-enclosed as before. All documents, whether the same are endorsed or not, will be enclosed and enumerated in the letters as above prescribed, and they may be referred to therein as "E. M. B. No.....," "G. O. No....., c. s.....Brigade," or described by other office marks or intelligible abbreviations. Where only one paper is enclosed in a package, no letter will be required.

II. In connection with the above the Division Commander desires to call attention to the growing laxity on the part of officers in the matter of the manner and time of rendering required reports and returns. It has been and is the constant aim to reduce the labor required in the performance of these duties to the minimum, and much has been accomplished in that direction. The result of these efforts thus far has however not been encouraging. Ample time is allowed for the performance of these duties, but the disposition seems to be to procrastinate and defer to the last hour (when something actually interferes to prevent their accomplishment), what should be promptly done. It has also occurred that action upon reports and returns, and upon papers referred for further information, etc., where no special limit of time was prescribed, has been unreasonably, and in some instances improperly delayed. It is an every day experience, which it will be well for all to profit by, that that is best and most easily done, which is attended to with greatest promptness compatible with circumstances. Incorrectness, negligence and slovenliness in making reports, etc., also frequently entail delays. The Division Commander trusts that it will be unnecessary to again refer to this subject, but that all officers will see and appreciate the necessity for a strict adherence to the above instructions. In the future all officers will be held to a strict accountability with respect to these duties, and brigade and regimental commandants will make immediate report to the next higher head-quarters of any delinquency of this nature which may occur, and of the action taken by them to prevent further delay and to punish the delinquent.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE.

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL:



Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, June 20th, 1879.

CIRCULAR.

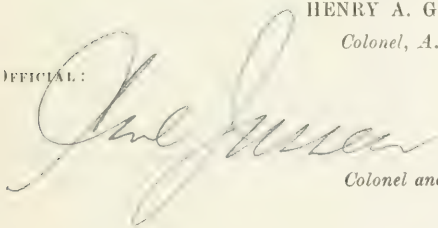
I. The officer in command of any detachment of this Division sent to Creedmoor will, before the men arrive at the firing point, be particular to instruct them that the regulation "the piece is not to be loaded except when the man is at the firing point and ready to fire, and that a man who has loaded his piece must not leave his position or lay down his gun without removing the cartridge," is to be strictly enforced. Company officers or non-commissioned officers in charge of squads at firing points will use the utmost care to see that this regulation is strictly carried out in order that the safety of those practicing may be assured.

By order of Major-General ALEXANDER SHAVER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL:

A large, flowing handwritten signature in dark ink, likely belonging to John H. Mason, is written over the official stamp area.

Colonel and Act'g A. D. C.



HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, July 2d, 1879.

CIRCULAR.

The attention of all commissioned officers of this Division is called to the regulations for rifle practice, a strict observance of which is required. Each man is required to load and fire his own piece (Wingate's Manual, paragraph 279), and no sighting shots are allowed in any of the classes.

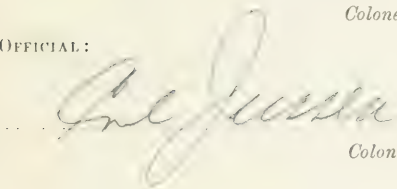
Scores made in violation of the above or any other regulations for the rifle practice of the troops will not be allowed.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL:

A large, stylized handwritten signature in dark ink, likely belonging to the Colonel and Act'g A. D. C. mentioned in the text below it. The signature is written in a cursive, flowing style.

Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, February 24, 1880.

GENERAL ORDERS,)

No. 1.)

Pursuant to Section 235 of the Military Code, a Court Martial is hereby ordered for the trial of the officers in the several brigades above the rank of captain, and of all officers belonging to the cavalry and artillery organizations of this Division, who have been returned as "absent from any parade, encampment, drill or meeting for instruction," held pursuant to orders during the year 1879.

DETAIL FOR THE COURT:

Brigadier-General WILLIAM G. WARD, 1st Brigade.

Colonel GEORGE D. SCOTT, 8th Regiment Infantry.

Colonel S. OSCAR RYDER, 9th Regiment Infantry.

The Court will assemble at the "Rendezvous" (Nos. 7, 9 and 11 West 13th street), on Thursday, March 18, 1880, at 8 o'clock, P. M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE.

Colonel, A. A. Gen'l and Chief of Staff.

*Official
Henry A. Gildersleeve
Colonel, A. A. Gen'l and Chief of Staff
Feb. 24, 1880.*

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, March 26, 1880.

GENERAL ORDERS, {
No. 2. }

I. Pursuant to the provisions of Special Orders No. 42, c. s., General Head-quarters, the organizations comprising this Division will parade for muster and inspection, as follows:

- Seventy-first Regiment Infantry, on Monday, May 10th, prox., at 2 o'clock, P. M.
- Eighth Regiment Infantry, on Tuesday, May 11th, prox., at 2 o'clock, P. M.
- Batteries "B" and "K" Artillery, on Wednesday, May 12th, prox., at 2 o'clock, P. M.
- Sixty-ninth Regiment Infantry, on Thursday, May 13th, prox., at 2 o'clock, P. M.
- Fifth Regiment Infantry, on Friday, May 14th, prox., at 2 o'clock, P. M.
- Eleventh Regiment Infantry, on Saturday, May 15th, prox., at 2 o'clock, P. M.
- Twelfth Regiment Infantry, on Monday, May 17th, prox., at 2 o'clock, P. M.
- Seventh Regiment Infantry, on Tuesday, May 18th, prox., at 2 o'clock, P. M.
- Third Regiment Cavalry, on Wednesday, May 19th, prox., at 2 o'clock, P. M.
- Twenty-second Regiment Infantry, on Thursday, May 20th, prox., at 2 o'clock, P. M.
- Troop "A" Cavalry and Battery "E" Artillery, on Friday, May 21st, prox., at 2 o'clock, P. M.
- Ninth Regiment Infantry, on Saturday, May 22d, prox., at 2 o'clock, P. M.

II. The several organizations will as far as practicable parade armed, uniformed and equipped for field service, wearing their authorized fatigue dress complete, with haversacks and canteens, and overcoats rolled and strapped upon knapsacks or saddles in case the weather should not make it necessary to wear them. All mounted officers will parade mounted.

III. The commanding officers of the several organizations will select a suitable parade ground for the purpose, designate the same in the order for the parade, and forward a copy of such order to the Inspector-General, S. N. Y., without delay.

IV. Each commanding officer is directed to have one muster roll of his command properly prepared in accordance with the requirements of Circular 1, Office of the Inspector General, S. N. Y., series 1878, endorsed with his name, rank and full post office address, and forwarded to the Inspector General, S. N. Y., at Albany, at least twenty days prior to the date of muster.

V. The Division Inspector will attend the musters and inspections of the cavalry and artillery organizations, and the Brigade Inspectors will attend the musters and inspections of the regiments of their respective brigades, for such duty as may be necessary.

VI. The attention of commanding officers is directed to the following provisions of the Military Code :

“ 207. Every commissioned officer, and every non-commissioned officer, musician and private, shall, on due conviction, be subject, for the following offenses, to the fines and penalties thereto annexed :

“ 1. Every commissioned officer, for non-attendance at any drill, parade or encampment, * * * * or making a false entry upon a muster-roll, or knowingly muster as a soldier a substitute or a person who is not a regularly enlisted soldier in and a member of his command, * * * * a fine of not more than one hundred, nor less than five dollars.”

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff

OFFICIAL:

Colonel and Act'g A. D. C.

HEAD-QUARTERS FIRST DIVISION.

NATIONAL GUARD STATE OF NEW YORK.

155 AND 157 MERCER STREET.

NEW YORK, April 23, 1880.

GENERAL ORDERS,)
No. 3.)

I. The Division will parade on the 31st proximo to participate in the ceremonies of Decoration Day, as escort to the organizations parading under the direction of the Grand Marshal of the day and for review by His Honor the Mayor.

II. The troops will be formed in close columns, the heads resting on Fifth avenue, in the following order :

Separate Troop "A" and Battery "E" on East 34th street.
The Third Brigade on West 34th and West 33d streets.
Battery "B" on East 33d street.
The First Brigade on West 32d street.
Battery "K" on East 32d street.
The Second Brigade on West 31st street.
The Third Regiment Cavalry on East 31st street.

The column will move in the order above given at 9 o'clock, A. M.

III. The line of march will be down Fifth avenue to 14th street, to and around Union Square, to Broadway, to Murray street.

IV. At the Worth Monument the honors of a marching salute will be paid to His Honor the Mayor.

V. Upon the arrival of the head of the column at Murray street, line will be formed for the passage of the organizations under escort, the following necessary modifications of the prescribed formation being observed :

For Infantry.

The rear rank will be aligned upon the curb and the distances will be diminished as follows : two yards from the rear to the front rank and from the front rank to the line of company officers, and one and three yards respectively from the line of company officers to the croup of the field and commanding officers' horses.

For Cavalry.

The rank against the curb; the file-closers in rank; the chiefs of platoon, troop, battalion and regimental commanders, respectively, one, two, three and four yards, from head to croup of horses, in advance of the rank.

For Artillery.

In columns of sections (pieces in battery), along the curb; the chiefs of platoon and battery commanders, respectively, one and three yards, from muzzle of pieces to croup of horses, in advance.

The brigade commanders with their staffs and orderlies will take post on the right of their respective brigades slightly in advance of the line of regimental commanders.

Regimental, separate troop and battery commanders will cause their commands to salute upon the arrival of the Grand Marshal at a point twenty yards from the left of their several organizations, and to carry arms when the salute is acknowledged.

VI. When the rear of the escorted organizations has passed the right of the line, the Division will break from the right to march to the left, by regiments and proceed up Broadway to Union Square, where the parade will be dismissed. All organizations will march to their armories by the shortest available route, turning from 14th street in the proper direction as soon as practicable, in order that lines of travel may not be unnecessarily obstructed.

VII. The Division Staff will assemble, mounted and in full uniform, at the "Rendezvous" (Nos. 7, 9 and 11 West 13th street), at 8 o'clock, A. M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE.

Colonel, A. A. Gen'l and Chief of Staff.

Official:
Henry A. Gildersleeve
Colonel, A. A. Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION.

NATIONAL GUARD STATE OF NEW YORK.

155 AND 157 MERCER STREET.

NEW YORK, April 24, 1880.

GENERAL ORDERS, 1
No. 4. }

The Major-General Commanding having been granted a leave of absence, Brigadier-General Joshua M. Varian, Third Brigade, will assume command of the Division on the receipt of this order.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE.

Colonel, A. A. Gen'l and Chief of Staff.

*Official
Signature
of
H. A. Gildersleeve*

HEAD-QUARTERS FIRST DIVISION.

NATIONAL GUARD STATE OF NEW YORK.

155 AND 157 MERCER STREET.

NEW YORK, May 1, 1880.

GENERAL ORDERS, }
No. 5. }

- I. In compliance with General Orders No. 4, c. s., from these Head-Quarters, the undersigned hereby assumes command.
- II. Official papers and correspondence will be addressed as heretofore.

JOSHUA M. VARIAN.

Brigadier-General.

Official:
J. M. Varian
Brigadier-General
121st Regt. N.Y.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, May 14, 1880.

GENERAL ORDERS, }
No. 6. }

I. The points of formation and the hour designated in paragraph II of General Orders No. 3, c. s. from these Head-Quarters for the parade of the 31st instant, are hereby changed as follows :

Separate Troop " A " and Battery " E " on East 42d street.
The Third Brigade on West 42d street.
Battery " B " on East 41st street.
The First Brigade on West 40th street.
Battery " K " on East 40th street.
The Second Brigade on West 39th street.
The Third Regiment Cavalry on East 39th street.

The column will move in the order above given at 10 o'clock, A. M.

II. The time for the assembly of the Division Staff fixed by paragraph VII of General Orders No. 3, c. s. from these Head-Quarters, is hereby changed to 9 o'clock, A. M.

III. Permission to parade in the column on the 31st instant having, upon the request of the Commanding Officer of the 22d Regiment, been given to the 2d Regiment Infantry Pennsylvania National Guard, it is hereby assigned ~~with~~ First Brigade for that purpose.

By order of Brigadier-General J. M. VARIAN.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official
Henry A. Gildersleeve
12th, N.Y.

HEAD-QUARTERS FIRST DIVISION.

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET.

NEW YORK, May 17, 1880.

GENERAL ORDERS,)
No. 7.)

I. The rifle practice of this Division at Creedmoor for the season of 1880 will be conducted in accordance with the provisions of the following order from General Head-Quarters State of New York :

"GENERAL HEAD-QUARTERS, STATE OF NEW YORK,
"ADJUTANT-GENERAL'S OFFICE,

"ALBANY, APRIL 12, 1880.

"GENERAL ORDERS,)
"No. 15.)

"I. The Rifle Practice of the year 1880, will be conducted throughout the organizations of the National Guard armed with rifles or carbines, pursuant to the requirements of the United States Infantry Tactics (Upton's), as supplemented by "Wingate's Manual for Rifle Practice. Wherever the latter conflicts with the "former, whether in the skirmish drill or elsewhere, the former will govern. The "Guard, however, being armed with a small arm of a model dissimilar to that used "in the Regular Army the loading of the former necessarily requires a method "correspondingly different; the loading, therefore, of the Remington Rifle, in "the absence of any other legally prescribed method, will be executed by the "Guard according to the method prescribed in Wingate's Manual, sections 172 to "179, inclusive, excepting as to the disposition of the feet of the men when load- "ing in two ranks, as to which the requirements of the United States Infantry "Tactics (Upton's) will prevail.

"II. Every enlisted man of infantry organizations and those of the cavalry and "artillery, armed with carbines, excepting such as have already qualified as "marksmen, will be required to practice on the range ONCE during the season. "The specific days to be devoted to range practice in each Division, and the man- "ner in which the various organizations shall be sent to the ranges, will be pre- "scribed in orders by the respective Division Commanders, subject, however, to "the following provisions:

"The classification and order of duty will be:

"(a.) PRACTICE BY MARKSMEN.

"(Duty optional.) The shooting in each Division will commence with a day or "days (known as 'Marksman's Day') devoted to practice in the First Class for the "Marksman's Decoration (badge). Only marksmen of 1879, and they, on this occa- "sion only, will be permitted to shoot directly for the decoration. Those who "qualify on Marksman's Day need not practice further on the ranges, but those "who fail must parade on the day of First General Practice as 'Third Class' men.

"(b.) FIRST GENERAL PRACTICE.

"(Duty Compulsory.) Following Marksman's Day Commandants of Subdivis- "ions will, on the days specified by the Division Commander, respectively parade

"their entire commands for rifle practice at the range, excepting such of their
"men as have already qualified as marksmen. Each organization will proceed to
"the range in a body, or successively by detachments according to the accommoda-
"tions for transportation, and for shooting at the range. Care will be taken not
"to overcrowd the means of transportation, or have more men at the range than
"can perform the specified duty in the time available.

"The practice, on this occasion, will be in the Third and Second Classes only,
"followed by volley and file firing by squad, platoon or company. Not more than
"five cartridges per man will be expended in volley firing (three standing and
"two kneeling), and five for file firing (three standing and two kneeling).

"(c.) SECOND GENERAL PRACTICE.

"(Duty compulsory for the Fourth Class; otherwise optional.) When an entire
"command has had opportunity for first general practice as provided herein, the
"Commandant will order, on a subsequent day or days, a second parade for general
"practice, which will be optional with men in the Third and higher classes,
"but compulsory with men who, for any reason except previous qualification,
"were absentees on the occasion of the parade for first general practice, and
"who comprise, therefore, the Fourth Class. Those present will practice in the
"classes to which they respectively belong, except that only those who were present
"on duty during First General Practice may shoot in regular course for the
"honor of the Marksman's Decoration. It should be possible, on this occasion,
"without trenching on the necessary time for individual firing, to practice firing
"by squad, platoon or company, as above prescribed, which will complete the
"course.

"III. The following regulations of a general nature will be observed:

"(a.) PRACTICE IN MATCHES.—*Marksmen of 1879*, who, for any good reason, cannot
"be present on Marksman's Day, may shoot for the decoration without previous
"practice in the lower classes, at any approved Rifle Association Match prior to First General Practice (they must furnish, at their
"own expense, however, their transportation and ammunition). Marksmen
"present on Marksman's Day, but who fail to qualify, cannot thus shoot for the decoration. *Members of the Guard* who have previously
"qualified in the lower classes on General Practice days during this season, will be permitted to shoot in the first class for the decoration
"at any regular Rifle Association Match, approved by the General Inspector of Rifle Practice. (They must, however, provide at their
"own expense their transportation and ammunition.)

"(b.) VOLLEY AND FILE FIRING.—This practice will be conducted in accordance
"with Wingate's Manual (pp. 134-139), except wherein it may conflict with the United States Tactics, and all of the men in the organization
"on duty, without regard to classes, will be required to participate. Targets of wood
"should be set between and, if necessary, over the iron targets for their protection,
"as otherwise the concentrated firing is very injurious to the slabs and to the glass windows in the butts.

"(c.) INSPECTION OF RIFLE PRACTICE.—Division and Brigade Inspectors of Rifle Practice
"will inspect all practice for the Marksman's Decoration, and Brigade and Regimental
"Inspectors, all class shooting in their respective organizations, and certify the returns. Organizations having no
"Inspector of Rifle Practice immediately attached, will be inspected by the
"Brigade or Division Inspector.

"An Inspector who is not able to be personally present on any occasion of duty will so report to his commanding officer, who will then
"detail a competent officer to act in his stead.

"The powers and authority of Rifle Inspectors in the field (see General Regulations, paragraph 709, Subdivisions 3 and 4, and Wingate's Manual, secs. 5 and 334) will be duly respected by all concerned, and
"enforced by the commanding officer on duty.

"In regular practice each enlisted man will shoot with the piece issued
"by the Ordnance Department of the State, and brought by him on the ground, unless the same is condemned, for actual defects, by an Inspector
"of Rifle Practice. In that case the man may shoot with the nearest approved piece in the ranks, and the one condemned will be returned
"to the Chief of Ordnance for repairs or exchange.

"(d.) CLASS FIRING AND SCORING.—All but marksmen of 1879 (who are permitted to shoot directly for the Decoration on Marksman's Day or in the matches above designated only) must shoot through the regular classes prescribed in the Manual, and are prohibited from firing in any class to which they do not belong, and from shooting for a second or higher score in a class in which they have already qualified. The record must stand upon the first qualifying score made.

"No score by officer or enlisted man will be recognized unless made at a target to which he has been regularly assigned, and where his name has been previously entered on a score blank.

"Second practice will not be allowed while any who are entitled to shoot are waiting for first practice. No officer or enlisted man will be permitted to fire more than ten individual shots at any one distance on the same day, except the necessary sighting shots to ascertain elevation, windage and the condition of pieces, which may be fired by officers under the inspection of an Inspector of Rifle Practice.

"(e.) OFFICERS.—A sufficient number of commissioned officers must accompany all parties for rifle practice to command and instruct the men. At least one company officer will be present with any part of his company on duty, and a field officer will take command of all detachments of two or more companies. An officer is not exempt from duty, as such, because he has completed his own rifle practice.

"For the sake of discipline commissioned officers will make their own scores on targets especially assigned them and not with their men.

"The responsibility of officers on the range is very great. They will not allow their own shooting to interfere with their first duty in instructing the men. Good officers will be theoretically proficient in the use of the rifle and able to apply armory instruction in the field. The men will be instructed as much as possible while waiting their turns to shoot and will have their sights blackened, and the correct elevation and windage given them before going to the firing points. Inspectors of Rifle Practice will report to their commandants officers who neglect, or are incompetent, to properly instruct their men.

"(f.) RECORDS.—The blanks and books for record of rifle practice (issued through Division head-quarters) must be kept written up, and must be written in ink, including the original score blanks. Alterations in score blanks can only be made under certificate of an Inspector of Rifle Practice. The 'Company Classification Roll' will be conspicuously displayed in Company rooms.

"III. All previous orders, regulations and rulings, relating to rifle practice, not in conflict with this order, will remain in force.

"By order of the Commander-in-Chief.

"(Signed,) FREDERICK TOWNSEND,

"Adjutant-General."

II. The various organizations of this Division will practice at Creedmoor on the dates below assigned :

1. MARKSMANS'S DAY.

First Brigade, 245 Marksmen.
on June 7th.

Second Brigade, 232 Marksmen.
on June 11th.

Third Brigade, 550 Marksmen.

7th Regiment, on June 18th.

8th and 69th Regiments, on June 21st.

Cavalry Organizations and Battery "E."
on June 18th.

2.

FIRST GENERAL PRACTICE.

First Brigade.

June 25th, July 15th and 29th.

Second Brigade.

July 1st, 19th and 30th.

Third Brigade.

July 12th, 23d, and August 2d.

Cavalry Organizations and Battery "E."

August 5th.

3.

SECOND GENERAL PRACTICE.

First Brigade.

August 6th, 13th and 23d.

Second Brigade.

August 9th, 16th and 20th.

Third Brigade.

August 12th, 19th and 26th.

Cavalry Organizations and Battery "E."

August 27th.

4. No two or more regiments or detachments from different regiments will occupy the range on the same day. Brigade Commanders will be guided by the above provision in issuing their orders.
5. In addition to the above dates, there will be a number of days after September 1st on which the range may be secured for practice by organizations desirous of so doing, upon proper and approved application therefor, made through the usual channels to these Head-Quarters.

III. Each organization will be allowed one transportation to and from Creedmoor for each officer, non-commissioned officer and soldier therein, as shown by its quarterly return for the first quarter of 1880. The Commanding Officer of each Regiment, Separate Troop "A" and Battery "E" sending a team to Creedmoor to compete for the State Prizes, will be allowed one transportation to and from Creedmoor for each member of such team (excluding all substitutes and attendants), provided that requisition therefor, duly approved by intermediate commanders, is received at least thirty days prior to the time of such competition. Under no circumstances

will other expenses connected with teams competing in any match be defrayed from the military fund of the State during the current year.

IV. Ammunition for target practice during the current year will be limited as follows :

To the 5th Regiment,	. . .	not to exceed 20,040 cartridges.
" 7th	" . . .	" " 35,960 "
" 8th	" . . .	" " 17,600 "
" 9th	" . . .	" " 29,520 "
" 11th	" . . .	" " 24,160 "
" 12th	" . . .	" " 16,960 "
" 22d	" . . .	" " 22,040 "
" 69th	" . . .	" " 29,240 "
" 71st	" . . .	" " 21,080 "
" 3d	" Cavalry,	" " 15,840 "
" Separate Troop " A "		" " 2,360 "
" Battery " E,"		" " 2,400 "
" 1st Brigade	"	" " 440 "
" 2d	"	" " 480 "
" 3d	"	" " 440 "

V. No further issue of ammunition will be made to any organization. Any greater amount required for class or team practice, or for competitions of any kind must be provided independently of the State. Musicians, being non-combatants, will not be furnished with ammunition.

VI. Requisitions for ammunition and transportation will be made upon blanks furnished by the Chief of Ordnance and Acting Assistant Quartermaster General, signed by the Commanding Officer of the organization and approved by intermediate commanders. One half the allowance of ammunition herein prescribed will be issued to each organization on receipt of its requisition, and the remainder will be issued on receipt by the Chief of Ordnance of the shells of the first issue. On the second issue, a deduction from the allowance of each organization of one cartridge for every three shells not returned, or returned in bad order, will be made. The ammunition will be issued either from the New York State Arsenal or from the State Magazine at Creedmoor, as Commanding Officers may elect.

VII. Commanding officers will make the necessary details for guard duty and give such instructions as will insure good order and discipline in going to, returning from and while on the range, which instructions will embrace that part of the range assigned to the use of the troops, but must not interfere with the privileges of members of the National Rifle Association who have at all times the right to enter within the range and use any portion of it not occupied by the troops.

VIII.—Troops will leave Long Island City by train at 8 A. M. (34th street ferry New York, 15 minutes earlier), and return at such hour as may be designated by the commanding officer, who will communicate to the General Passenger Agent of the Long Island Railroad the hour at which he desires his command to leave the range.

IX. In case at the hour of assembly the weather should be stormy, or of a nature so threatening that in the judgment of the commanding officer the practice ordered for the day cannot be carried out, he may countermand the order for practice on such day, but must immediately notify the General Passenger Agent of the Long Island Railroad and the Superintendent of the range at Creedmoor of such action, and will also report the same to Brigade and Division Head-quarters in order that another day may be assigned to his command to complete its practice.

X. Brigade commanders will issue without delay, the necessary orders for carrying out the provisions of this order, a copy of which, as well as of the regimental and troop orders issued in pursuance hereof, will be forwarded immediately after issue, to Lieutenant-Colonel E. H. Sandford, Division Inspector of Rifle Practice, 157 Maiden Lane, New York.

By order of Brigadier-General J. M. VARIAN.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official:
Henry A. Gildersleeve
Colonel
12th Regt. N.Y.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, June 7, 1880.

GENERAL ORDERS, }
No. 8. }

I. It is with feelings of profound regret that the death of Brigadier-General FREDERICK VILMAR, Second Brigade, which occurred at four o'clock this afternoon, is announced to the Division.

General Vilmar entered the military service of the State as Adjutant of the Eleventh Regiment Infantry on May 8, 1861, and served with it in that capacity during the campaign of 1862, in the Shenandoah Valley.

He was appointed Commissary of Subsistence with the rank of Lieutenant-Colonel upon the staff of the Division Commander on December 19, 1868, which position he vacated to assume the Colonelcy of the Eleventh Regiment on September 22, 1871, and on March 8, 1875 he was chosen Brigadier-General of the Second Brigade, in the command of which he remained to the time of his death.

He will be buried with military honors on Thursday, the 10th instant, at 2 o'clock, P. M., from the First Presbyterian Church, Fifth avenue, between 11th and 12th streets.

II. The following organizations are detailed as the funeral escort:

Separate Troop "A," Cavalry.
Platoon of Battery "E," Artillery.
Seventy first Regiment, Infantry.

The escort will be commanded by Brigadier-General Wm. G. Ward, Commanding First Brigade, and will assemble at 2:30 o'clock, P. M., on Fifth avenue opposite and facing the church.

III. The following named officers have been requested by the friends of the family to act as pall bearers, and they will meet, in uniform, at No. 24 Bond street, at 1:30 o'clock, P. M.

Brigadier-General J. M. Varian.
Colonel Henry A. Gildersleeve.
Colonel Carl Jussen.
Colonel Cornelius B. Mitchell.
Colonel John Mechan.
Colonel Henry Lux.
Colonel Joachim Maidhoff.
Lieutenant-Colonel Frank Wrisley.
Lieutenant-Colonel Hermann Sussmann.

IV. Officers and organizations of the National Guard desiring to take part in the ceremonies are invited to attend the funeral and to assemble in uniform for that purpose on Fifth avenue, south of 10th street, at 2:30 o'clock, P. M.

By order of Brigadier-General J. M. VARIAN, Commanding.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

*Official in
Army
General Staff
The Adjutant*

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, Sept. 27, 1880.

GENERAL ORDERS }
No. 8 }

I. Pursuant to the provisions of Special Orders No. 192, c. s. General Head-quarters, the Third Regiment Cavalry is disbanded and will be assembled for muster-out at its armory on Tuesday, the 19th proximo, at 8 o'clock, P. M.

II. The commanding officer of the regiment will at once cause three copies of the muster-out rolls, and the discharges by disbandment, to be properly prepared, filled up, signed and in readiness for the mustering officer on or before the 13th proximo.

III. Attention is directed to the provisions of paragraphs IV, VI, VII and VIII of General Orders No. 8, series 1878, General Head-quarters.

By order of Brigadier-General J. M. VARIAN,

Commanding.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official:
Henry A. Gildersleeve
Colonel, A. A. Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, Oct. 1, 1880.

GENERAL ORDERS, }
No. 10. }

The Major-General Commanding having reported for duty from leave of absence and resumed the command of the Division, Brigadier-General J. M. Varian, 3d Brigade, and Colonel Emmons Clark, 7th Regiment will at once resume their proper commands.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official:
Henry A. Gildersleeve
Colonel, A. A. Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, Oct. 6, 1880.

GENERAL ORDERS, }
No. 11. }

I. Pursuant to orders from General Head-quarters the Division will parade on Thursday, the 21st instant, fully uniformed, armed and equipped.

II. Line will be formed on Fifth avenue, facing eastward, in the following order, from right to left, the right of the Third Brigade resting on 50th street :

Separate Troop "A."

Third Brigade.

Battery "B."

" "E."

" "K."

First Brigade.

The formation must be completed at 1:30 o'clock, P. M.

III. The Second Division, N. G. S. N. Y., Major-General James Jourdan commanding, having been ordered to join in this parade, will be received by this Division in line with open ranks.

IV. Brigade Commanders and their staffs will take post on the right of their respective brigades, and when the Second Division has cleared the left of the line, the division will form column.

V. The line of march will be down Fifth avenue to 42d street, where the honors of a marching salute will be paid to His Excellency the Commander-in-Chief.

VI. After passing in review, the several organizations will march to their respective armories by the shortest available route.

VII. The Division Staff will assemble mounted and in full uniform at the "Rendezvous," (7, 9 and 11 West 13th street) at 12 o'clock, M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official:
A. A. Gildersleeve
Colonel, A. A. Gen'l and Chief of Staff.
12th, 13th, 14th

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, Nov. 30, 1880.

CIRCULAR.

The following communication from Major D. B. Williamson, Third Brigade Staff, offering a prize for recruiting, receives the cordial approval of the Major-General Commanding the Division, and is published for the information of all concerned. Notice of the manner and form of returns required, will be announced at an early day :

“ HEAD-QUARTERS THIRD BRIGADE, FIRST DIVISION, N. G. S. N. Y.

“ NEW YORK, Nov. 20, 1880.

“ Major-General ALEXANDER SHALER,

“ GENERAL:—I should like through you as Commandant of the First
“ Division, to offer to present a gold badge to the non-commissioned officer
“ or private of the First Division, N. G. S. N. Y., who shall have obtained
“ the greatest number of recruits (either by new enlistments or re-enlist-
“ ments) between the 1st day of December, 1880, and the 1st day of April,
“ 1881.

“ If this meets with your approval, I shall esteem it a favor if you would
“ issue to the commandants of the troops, batteries and companies a circu-
“ lar informing them of my offer. If accepted, I will hereafter make known
“ the manner in which I should wish to be apprised of the successful com-
“ petitor.

“ Respectfully,

“ DAVID B. WILLIAMSON,

“ *Major and Judge Advocate, 3d Brigade.*”

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

[OFFICIAL.]

and A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK.

155 AND 157 MERCER STREET.

NEW YORK, Dec. 18, 1880.

CIRCULAR.

An invitation has been received from the "Executive Committee on "Inaugural Ceremonies" for the officers and men of this Division to visit the City of Washington on the 4th of March next, and take part in the parade incident to the inauguration of General James A. Garfield as President of the United States.

The Major-General Commanding would be pleased to have the Division represented on this interesting occasion, and any organization desirous of accepting the invitation will communicate the fact to these Head-Quarters at the earliest possible date, in order that every facility may be given to that end.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

*Official
Henry A. Gildersleeve
Colonel, A. A. Gen'l and Chief of Staff*

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, February 7, 1881.

GENERAL ORDERS, }
No. 1. }

Pursuant to Section 235 of the Military Code, a Court Martial is hereby ordered for the trial of the officers in the several brigades above the rank of captain, and of all officers belonging to the cavalry and artillery organizations of this Division, who have been returned as "absent from any parade, encampment, drill or meeting for instruction," held pursuant to orders during the year 1880.

DETAIL FOR THE COURT:

Brigadier-General J. M. VARIAN, 3d Brigade.
Colonel JOSIAH PORTER, 22d Regiment Infantry.
Colonel FREDERICK UNBEKANNT, 11th Regiment Infantry.

The Court will assemble at the "Rendezvous" (Nos. 7, 9 and 11 West 13th street), on Thursday, March 3d, 1881, at 8 o'clock, P. M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official:
For General
General
W. H. H.

HEAD-QUARTERS FIRST DIVISION,
NATIONAL GUARD STATE OF NEW YORK,
155 AND 157 MERCER STREET,

NEW YORK, February 16, 1881.

GENERAL ORDERS, }
No. 2. }

A General Court Martial will convene at the "Rendezvous" (Nos. 7, 9 and 11 West 13th street), on the 10th proximo, at 8 o'clock, P. M., or as soon thereafter as possible, for the trial of Captain Patrick K. Horgan of Co. "C" 69th Regiment Infantry and of Captain Martin McDonnell of Co. "H," 69th Regiment Infantry, and of such other officers as may be brought before it.

DETAIL FOR THE COURT:

Brigadier-General WILLIAM G. WARD, 1st Brigade.

Colonel RICHARD VOSE, 71st Regiment Infantry.

Lieutenant-Colonel CHARLES A. POST, Ordnance Officer, 1st Division.

Major David B. Williamson, Judge Advocate, 3d Brigade, is appointed the Judge Advocate for the Court.

The Court will sit without regard to hours.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, February 17, 1881.

GENERAL ORDERS, }
No. 3. }

I.—Pursuant to the provisions of Special Orders No. 23, c. s. General Head-quarters, Separate Troop "A" is disbanded and will be assembled for muster-out at its armory on Saturday, the 19th proximo, at 8 o'clock, P. M.

II.—The commanding officer of the troop will at once cause three copies of the muster-out rolls and the discharges by disbandment, to be properly prepared, filled up, signed and in readiness for the mustering officer on or before the 9th proximo.

III.—Attention is directed to the provisions of paragraphs IV, VI, VII and VIII of General Orders No. 8, series 1878, General Head-quarters.

IV.—In thus carrying out the directions of the Commander-in-Chief disbanding the only remaining cavalry organization in the Division, the Major-General Commanding desires to express his great regret that the pleasant relations so long existing between Captain Karl Klein and his command and these Head-quarters, are about to be severed. Separate Troop "A," which was formerly Battery "H" 1st Regiment Artillery, was retained in the service as a troop of cavalry when the regiment was disbanded in 1869 and has since 1870, reported direct to Division Head-quarters, performing, meanwhile, all the duties generally devolving upon a mounted escort, in addition to the duties performed by other organizations. Its commander, who now retires, as senior commanding officer of the cavalry arm in the National Guard and with brevet rank as Major, from an active and continuous service of twenty-eight years duration, including a period of war service, has during that time served honorably and faithfully in all the intermediate grades, and has shown himself a capable and zealous officer. For his ability, fidelity, courtesy and readiness at all times for any required service, the thanks of the Division Commander are herewith conveyed to him.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

New York, April 21st 1881.

GENERAL ORDERS, }
No. 4. }

1.—Before a General Court Martial which convened at the “Rendezvous,” (Nos. 7, 9 and 11 West 13th Street), city of New York, pursuant to General Orders No. 2, c. s., from these Head-quarters, and of which Brigadier-General William G. Ward, 1st Brigade, is President, was arraigned and tried:

Captain Patrick K. Horgan, of Company “C,” Sixty-ninth Regiment Infantry, on the following charges and specifications:

CHARGE FIRST.—*Conduct unbecoming an officer and gentleman.*

Specification 1.—In this, that he, the said Captain Patrick K. Horgan, Company “C,” 69th Regiment Infantry, N. G. S. N. Y., did, in the presence of Captain Martin McDonnell, commanding Company “H,” 69th Regiment N. G. S. N. Y., and of a large number of the non-commissioned officers and privates of the last mentioned company and in the quarters of the last named company, openly and publicly say to the said Lieutenant-Colonel William DeLacy, 69th Regiment Infantry N. G. S. N. Y., “What right have you here? Your presence is insulting and impertinent.” “I don’t respect you. I order you out of this room.” “I knew you lied,” or did use similar words, or words to the same effect, when the said Lieutenant-Colonel was then and there present at the request and invitation of the said Captain Martin McDonnell commanding the said last named company.

This at the armory of the said 69th Regiment Infantry N. G. S. N. Y., at the City of New York, in the County of New York, on or about the 28th day of June, 1880.

CHARGE SECOND.—*Disrespect to his superior officer.*

Specification 1.—In this, that at a meeting of Company “H,” 69th Regiment Infantry, N. G. S. N. Y., held at its company room for the election of a first lieutenant of said Company “H,” pursuant to orders from the head-quarters of said 69th Regiment Infantry, at which Lieutenant-Colonel William DeLacy 69th Regiment Infantry N. G. S. N. Y., was in attendance for the purpose of presiding at such election, and was then and there the officer of the highest rank present, he, the said Patrick K. Horgan, Company “C,” 69th Regiment Infantry N. G. S. N. Y., said to the said Lieutenant-Colonel William DeLacy, his superior officer, “What right have you here? Your presence is insulting and impertinent. You can’t preside here. I don’t respect you. I order you out of this room,” or used similar words or words to the same effect; and then and there acted in an insulting and disrespectful manner to the said Lieutenant-Colonel William DeLacy, in the presence of officers and members of the aforesaid Company “C,” 69th Regiment Infantry.

This at the armory of said 69th Regiment Infantry N. G. S. N. Y., at the City of New York, in the County of New York, on the 28th day of June, 1880.

CHARGE THIRD.—*Violating section seventy-eight of the Military Code.*

Specification 1.—In this, that at a meeting of the members of Company

“H,” 69th Regiment Infantry N. G. S. N. Y., held for the election of a first lieutenant of said Company “H,” in compliance with special orders No. 21, series of 1880, from the head-quarters of said 69th Regiment Infantry, he, the said Captain Patrick K. Horgan, Company “C,” 69th Regiment Infantry N. G. S. N. Y., did undertake and assume to preside at such meeting, although he was not the officer of the highest rank present, and although Lieutenant-Colonel William DeLacy of said 69th Regiment Infantry N. G. S. N. Y. was then and there present for the purpose of presiding at such meeting, and was the officer of the highest rank present, and was well known to said Captain Patrick K. Horgan so to be. And that the said Captain Patrick K. Horgan did then and there assert his right to preside and did preside at such meeting, and denied the right of said Lieutenant-Colonel William DeLacy to preside thereat.

This at the armory of said 69th Regiment Infantry N. G. S. N. Y., at the City of New York in the County of New York, on the 28th day of June, 1880.

CHARGE FOURTH.—*Conduct to the prejudice of good order and military discipline.*

Specification 1.—In this, that at a meeting of the members of Company “H,” 69th Regiment Infantry N. G. S. N. Y., held for the election of a first lieutenant of said Company “H,” in compliance with special orders No. 21, series of 1880, from the head-quarters of said 69th Regiment Infantry, in the presence of many of the members of said company, and of others, members of said 69th Regiment, he, the said Patrick K. Horgan, Company “C,” 69th Regiment Infantry N. G. S. N. Y., asserted and maintained his own right to preside at such election, and did preside thereat, although he was not the officer of the highest rank present, and disputed and denied the right of Lieutenant-Colonel William DeLacy, 69th Infantry N. G. S. N. Y., who was then present, to preside thereat, although the said Lieutenant-Colonel William DeLacy was the officer of the highest rank present, and did then and there say to the said Lieutenant-Colonel William DeLacy, his superior officer, “What right have you here? “Your presence is insulting “and impertinent.” You can’t preside here. I don’t respect you. I order “you out of this room.” “I knew you lied,” or used similar words or words to the same effect; and then and there acted in an insulting and disrespectful and abusive manner toward the said Lieutenant-Colonel William DeLacy.

This at the armory of the 69th Regiment Infantry N. G. S. N. Y., at the City of New York, in the County of New York, the 28th day of June, 1880.

To which charges and specifications the accused pleaded as follows :

To the *First Specification, First Charge and to the First Charge.*—

“The accused demurs on the ground that the specification does
“not set forth facts sufficient to constitute a charge within
“the meaning of the sixty-first Article of War, neither does
“it state the Brigade and Division to which the accused be-
“longs, and further it does not state whether Captain Horgan
“knew that Lieutenant-Colonel DeLacy was his superior offi-
“cer or not, and further no authority exists in law permitting
“a captain to invite an officer whom he desires to preside at
“an election, neither does it state that Captain Horgan was on
“duty. The Court decided “that the facts as stated in the
“specification do not amount to the offence charged, and the
“first charge is therefore dismissed.”

To the *First Specification, Second Charge and to the Second Charge.*—

“The accused demurs on the ground that the specification
“does not state the Brigade and Division to which the accused
“belongs, neither does it state that Captain Horgan knew that
“Lieutenant-Colonel DeLacy was in the room for the purpose
“of presiding, or that Captain Horgan was on military duty.”
The Court decided “that the demurrer is not sustained,”
whereupon the accused pleaded “Not Guilty” to both the
specification and the charge.

To the *First Specification, Third Charge and to the Third Charge.*—

“The accused demurs on the ground that the specification
“does not state the Brigade and Division to which the accused
“belongs, neither does it state facts sufficient to constitute a
“military charge within the meaning of the law.” The Court
decided “that the facts as stated in the specification do not
“constitute the offense charged, and the third charge is there-
“fore dismissed.”

To the *First Specification, Fourth Charge and to the Fourth Charge.*

—“The accused demurs on the ground that the specification
“does not state the Brigade and Division to which the accused
“belongs, and further as Charge Fourth is precisely the same
“as Charge Second, the Judge Advocate must elect under
“which charge the accused shall be tried.” The Court deci-
“ded that the demurrer is not sustained,” whereupon the ac-
cused pleaded “Not Guilty” to both the specification and
the charge.

FINDINGS.

The Court, having maturely considered the evidence adduced, finds the accused, Captain Patrick K. Horgan, Company “C,” 69th Regiment Infantry, Third Brigade, First Division, N. G. S. N. Y., as follows:

“Of the *Specification, Second Charge.*—Guilty.”

“Of the *SECOND CHARGE.*—Guilty.”

“Of the *Specification, Fourth Charge.*—Guilty, except as to the words,
and abusive, and as to the excepted words, Not Guilty.”

“Of the *FOURTH CHARGE.*—Guilty.”

SENTENCE.

“And the Court does therefore sentence him, Captain Patrick K. Horgan,
“Company “C,” 69th Regiment Infantry, Third Brigade, First Division, N.
“G. S. N. Y., to be publicly reprimanded.”

The proceedings, findings and sentence of the Court are approved—

Though the testimony elicited is to some extent contradictory, enough of it is concurrent to show that a scene was enacted in one of the rooms of the regimental armory, in the presence of a number of the officers and enlisted men of the regiment, which cannot but be considered disgraceful in a reputable military organization. It appears that on the 28th of June last, an election for a lieutenant of Company “H,” 69th Regiment, was held at the armory, and that the accused appeared there in uniform upon a verbal order of the Regimental Commander to preside, and that he did preside at the election. Lieutenant Colonel DeLacy of the same regiment, also appeared there for the same purpose, and finding the accused in the chair, seated himself in the room, but after a few minutes arose and addressed the accused or the meeting, claiming the right to preside at the election by virtue

of his superior rank and questioning the authority that the accused had received from the Colonel. Thereupon the Colonel, then present in the building, was appealed to, who sustained the right of the accused to preside at the election. Both before and after the appearance of the Colonel, language was addressed to Lieutenant-Colonel DeLacy, by the accused, quite disrespectful and unbecoming, and that language is the burden of the charges upon which Captain Horgan was arraigned. The Court very justly found the accused guilty of the second and fourth charges, for the language used by him showed both great "disrespect to his superior officer," and used in the presence of enlisted men was certainly "conduct to the prejudice of "good order and military discipline."

Under no circumstance is an officer justified in showing disrespect to a superior, and when displayed in the presence of enlisted men it admits of no palliation. It is to be regretted that Captain Horgan's experience gained in the field during the last war, did not avail to prevent his very reprehensible conduct on this occasion, and that it becomes necessary to remind him in this disagreeable manner of the first and most important principles of military government.

While sustaining the Court in its findings and thus carrying out its sentence, the reviewing officer deems it his duty to say, that although Captain Horgan alone was on trial, he was not alone and primarily responsible for the occurrence, for the following reasons:

- 1st.—Because the order to preside at the election which he received from the Colonel was illegal and should not have been given, as that officer could not go farther than to require his attendance, prepared to preside, in the absence of an officer of higher grade.
- 2d.—Because when Lieutenant-Colonel DeLacy found the meeting presided over by a qualified officer, he should have withdrawn and conferred with the Colonel, if any explanation was needed, instead of appealing to his junior officers and the enlisted men there assembled, to recognize him as the proper presiding officer. If Lieutenant-Colonel DeLacy had organized the meeting and opened the polls, no one could have been substituted for him during the election; but it was not proper for him, notwithstanding his higher rank, to demand the chair after the meeting had been organized by another officer.

For these reasons the reviewing officer endorses the following supplementary remarks of the Court:

"The Court is of the opinion that Lieutenant-Colonel DeLacy, an officer holding a high position in the service and having had an extended experience as such, should have shown more discretion in his action and language, than he did on the evening of June 28th, 1880."

Captain Horgan will resume his sword and return to duty on the receipt of this order.

By order of Major-General ALEXANDER SHAVER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official
Henry A. Gildersleeve
Colonel, A. A. Gen'l and Chief of Staff

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET.

NEW YORK, May 14th, 1881.

GENERAL ORDERS, }
No. 5. }

I.—Before a General Court Martial which convened at the “Rendezvous,” (Nos. 7, 9 and 11 West 13th street,) city of New York, pursuant to General Orders No. 2, c. s., from these Head-quarters, and of which Brigadier-General William G. Ward, 1st Brigade, is President, was arraigned and tried:

Captain Martin McDonnell, of Company “H,” Sixty-ninth Regiment Infantry, on the following charges and specifications:

CHARGE FIRST.—*Neglect of duty to the prejudice of good order and military discipline.*

Specification First.—In this, that he, the said Captain Martin McDonnell, Company “H,” Sixty-ninth Regiment Infantry, Third Brigade, First Division, N. G. S. N. Y., he being in command of Company “H” aforesaid, at the time hereinafter mentioned, did neglect and omit to serve or cause to be served, on the sergeants and enlisted men of Company “H” aforesaid, Regimental Order, No. 25, of series of 1880, which orders he, the said Captain Martin McDonnell, did receive on or about the 30th day of December, 1880, a copy of which is hereunto annexed, and which is made a part of this specification, which neglect and omission, on the part of Captain Martin McDonnell aforesaid, did prevent the non-commissioned officers of Company “H” aforesaid, from attending the drill, in pursuance to paragraph 7, G. O. No. 25, aforesaid.

All this at the City, County and State of New York.

“HEAD-QUARTERS SIXTY-NINTH REGIMENT,

“N. G. S. N. Y.

“GENERAL ORDERS, }
“No. 25. }

“NEW YORK, December 29th, 1880.

“I—Drills in the School of the Soldier, and the Manual of Arms, will be continued, as already announced in General Orders No. 21, c. s., during the month of January next, commencing on Monday, January 10th.

“II.—Hereafter each Company must have one drill each week during the drill season, unless otherwise ordered, thereby necessitating business meetings being held on other than drill nights.

“III.—Company Commandants will detail the recruits and other members of their respective Companies whom they consider unfit to participate in Company Drills, to report to the Adjutant, in fatigue uniform, on Monday, January 10th, at 8 o'clock, p. m. They will also detail their First Sergeants to report in fatigue uniform, at the same time and place, and furnish the Adjutant with rosters of such details from their respective Companies. The carelessness with which a similar order has been heretofore treated compels the Commanding Officer to hereby announce that any disregard or failure to comply with this order, or any orders which hereafter may be issued, will be considered insubordination and treated accordingly.

" IV.—Sergeant James Mahoney, of I Company, is hereby detailed as Assistant Recruit Instructor, and will report to Lieut. James G. Cunningham for duty, on Monday, January 10th, at 8 o'clock, P. M. In addition to his other duties he will make out a roll of recruits, call such roll before each drill, and furnish to these Head-quarters a list of absent members, who will be returned for Court-martial.

" V.—Company Clerks, appointed by Commanding Officers of Companies, will report to the Adjutant, on Tuesday next, January 4th, at 8 o'clock, P. M., for examination. They must furnish Certificates of Appointment, signed by their Company Commandants. Failure to comply with this order will prevent payment of State allowance. (\$50 per annum.)

" VI.—Company Commandants will furnish these Head-quarters, on or before Thursday next, January 6th, a complete roster of their respective Companies, with the address of each member thereon.

" VII.—The Non-commissioned officers, including Non-commissioned Staff, will assemble at Armory, in fatigue uniform, on Thursday next, January 6th, at 8 o'clock, P. M., for drill and instruction. This being the first drill of the new year, every Non-commissioned officer in the Regiment must be present. In addition to other movements, Formation of the Company, and Receiving and Taking Details will be explained and executed. No excuse will be taken for absence from this drill.

" VIII.—Sergeant-Major Thomas J. O'Donohue will forward to these Head-quarters, on or before Monday, January 10th, a return of delinquent Non-commissioned Officers, with addresses, for Court-martial.

" The Commanding Officer regrets having to remind members who fail to attend Company Drills that a fine of \$2.00 will be imposed for each offence, and that all the power which the military law of the State confers will be invoked to compel a full attendance thereat.

" X.—Commanding Officers of Companies must be aware that members not well instructed in the Schools of the Soldier and Company are not fit to participate in any Regimental Parade or Battalion Drill, and that hereafter such members will not be tolerated in the Regiment. Room must be made for more active members, if Companies continue to drill below the minimum standard. The drill and discipline of the Regiment must be perfected as quickly as possible, to carry out which, any member who, through negligence or incompetence retards the same, must retire.

" By order of Colonel JAMES CAVANAGH.

" JAMES MORAN,

" Official :

" Adjutant."

Specification Second.—In this, that he, the said Captain Martin McDonnell, Company " H," Sixty-ninth Regiment Infantry, Third Brigade, First Division, N. G. S. N. Y., he being in command of Company " H " aforesaid, at the time hereinafter mentioned, did contrary to G. O. No. 25, hereinafter mentioned, neglect, disobey and omit to comply with paragraph 3, G. O. No. 25, series of 1880, which orders aforesaid he received on or about the 30th day of December, 1880, a copy of which is hereunto annexed, and which is made a part of this specification. (*See 1st specification.*)

All this at the City, County and State of New York.

Specification Third.—In this, that he, the said Captain Martin McDonnell, Company " H," Sixty-ninth Regiment Infantry, Third Brigade, First Division, N. G. S. N. Y., he being in command of Company " H " aforesaid, at the time hereinafter mentioned, did neglect, disobey and omit to forward to the head-quarters of the Sixty-ninth Regiment Infantry aforesaid, corner Sixth street and Third avenue, City of New York, a roster of Company " H " aforesaid, in compliance with paragraph 6, G. O. No. 25, series of 1880, which orders aforesaid he, the said Captain Martin McDonnell did receive on or about the 30th day of December, 1880, a copy of which is hereunto annexed and is made a part of this specification. (*See 1st specification.*)

Specification Fourth.—In this, that he, the said Captain Martin McDonnell, Company "H," Sixty-ninth Regiment Infantry, Third Brigade, First Division, N. G. S. N. Y., he being in command of Company "H" aforesaid, at the time hereinafter mentioned, did neglect, fail and omit to forward to the Head-quarters of the Sixty-ninth Regiment Infantry, Third Brigade, First Division, N. G. S. N. Y., the quarterly returns of Company "H" aforesaid, for the quarter ending December 31st, 1880, and which return had not been forwarded to these head-quarters to January 11th, 1881, in pursuance of section 574 of the General Regulations of the State of New York as amended by G. O. Head-quarters State of New York.

All this at the City, County and State of New York.

CHARGE SECOND.—*Conduct to the prejudice of good order and military discipline.*

Specification.—In this, that he, the said Captain Martin McDonnell, Company "H," Sixty-ninth Regiment Infantry, Third Brigade, First Division, N. G. S. N. Y., he being in command of Company "H" aforesaid, at the time hereinafter mentioned, at the armory of the Sixty-ninth Regiment Infantry aforesaid, City of New York, did on or about the 6th day of January, 1881, in response to the following question of First Lieutenant James Moran, Adjutant Sixty-ninth Regiment Infantry aforesaid, "Did you serve or cause to be served G. O. No. 25, series of 1880?" which orders aforesaid he, Captain Martin McDonnell aforesaid, received on or about the 30th day of December, 1880, reply in the presence and hearing of enlisted men of the Sixty-ninth Regiment aforesaid, "No, Sir, I had no time." A copy of which order is hereunto annexed and is made a part of this specification.

All this at the armory of the Sixty-ninth Regiment Infantry aforesaid, at the City, County and State of New York.

To which charge and specifications the accused pleaded as follows :

To the *First Specification* to the First Charge.—"Guilty."

To the *Second Specification* to the First Charge.—"Guilty."

To the *Third Specification* to the First Charge.—"Guilty."

To the *Fourth Specification* to the First Charge.—"Guilty."

To the *FIRST CHARGE*.—"Not Guilty."

To the *Specification* to the Second Charge.—"Guilty."

To the *SECOND CHARGE*.—"Not Guilty."

FINDINGS.

The Court, having maturely considered the case, confirms the plea of the accused to the several specifications and finds him the said Captain Martin McDonnell, of Company "H," Sixty-ninth Regiment Infantry, Third Brigade, First Division, N. G. S. N. Y. :

Of the *First Specification* to the First Charge.—"Guilty."

Of the *Second Specification* to the First Charge.—"Guilty."

Of the *Third Specification* to the First Charge.—"Guilty."

Of the *Fourth Specification* to the First Charge.—"Guilty."

Of the *FIRST CHARGE*.—"Guilty."

Of the *Specification* to the Second Charge.—"Guilty."

The Court dismisses the second charge for the reason that the specification does not sustain the charge.

SENTENCE.

And the Court does therefore sentence him, Captain Martin McDonnell, of Company "H," Sixty-ninth Regiment Infantry, Third Brigade, First Division, N. G. S. N. Y., to be privately reprimanded and to pay a fine of five dollars.

The proceedings, findings and sentence are approved.

The portion of the sentence requiring the accused "to be privately reprimanded" will be carried out by letter from these Head-quarters; the remainder of the sentence requiring him "to pay a fine of five dollars," is remitted in view of the statement made by him to the Court.

Captain McDonnell will resume his sword and return to duty on the receipt of this order.

II.—The General Court Martial of which Brigadier-General William G. Ward, 1st Brigade, is President, is hereby dissolved.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

*Official
Order
General
12th Regt. N.Y.*

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, May 17th, 1881.

GENERAL ORDERS, }
No. 6. }

I.—The Division will parade on the 30th instant to participate in the ceremonies of Decoration Day.

II.—The troops will be formed in close columns, the heads resting on Fifth avenue, as follows:

The Third Brigade on West 52d street.

Battery "B" on East 51st street.

Battery "K" on West 51st street.

Battery "E" on West 51st street.

The First Brigade on West 50th street.

III.—The column will move in the order above given, at 9:30 o'clock, A. M., down Fifth avenue to Washington Square, where the honors of a marching salute will be rendered to the Hon. Robert T. Lincoln, Secretary of War, at the Review Stand; and continuing the march through Washington Square the parade will be dismissed, and the several organizations will direct their march in such a manner as not to impede the march of the rear of the column, or to unnecessarily obstruct lines of street car travel.

IV.—The Division Staff will assemble mounted and in full uniform, at the "Rendezvous," (Nos. 7, 9 and 11 West 13th street), at 8:30 o'clock, A. M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official:
Henry A. Gildersleeve
Colonel, A. A. Gen'l and Chief of Staff

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, June 14th, 1881.

GENERAL ORDERS, }
No. 7. }

I. The rifle practice of this Division at Creedmoor for the season of 1881 will be conducted as follows :

No two or more regiments or detachments from different regiments will occupy the range on the same day, unless in second general Practice, permission being previously obtained from these Headquarters authorizing a change in this regulation.

Commandants will rigidly require first general practice of their entire commands, excepting musicians who are not allowed to practice, subject to the penalty provided in the Military Code for delinquency ; but may excuse such members as afterwards voluntarily, and without expense to the State, perform the prescribed duty including firing in ranks.

II.—Transportation for the day of first general practice will be provided for each officer, non-commissioned officer and private present for practice on such day.

Ammunition will be limited to thirty rounds for each officer, non-commissioned officer and private enrolled as per the quarterly returns for quarter ending March 31st, 1881.

Requisitions for transportation and ammunition must be made on and forwarded directly to Brigadier-General Daniel D. Wylie, Chief of Ordnance, New York City.

CLASSIFICATION.

III.—The following changes in the routine of practice by classes are announced :

The old fourth class is dropped. The new third class consists of all who do not appear on a range for practice. The new second class includes those present for practice. Troops armed with rifles will shoot in the second class at 100 yards standing (on a third class or No. 3 target), and 300 yards kneeling (on a second class or No. 2 target). Those who score twenty-five and upward in the second class, enter the first class and shoot at 200 yards standing (No. 3 target), and 500 yards lying down (No. 2 target). A score of twenty-five and upwards in the first class constitutes a marksman and entitles him to receive the State decoration.

Troops armed with carbines shoot in the second class at 100 yards standing (No. 3 target), and 250 yards kneeling (No. 2 target), and in the first class at 200 yards standing (No. 3 target), and 300 yards kneeling (No. 2 target).

FIRST GENERAL PRACTICE.

[a] The practice on this occasion will commence with class firing in squads, under a competent non-commissioned officer or other duly designated instructor at each firing point, and the whole under the supervision of an Inspector of Rifle Practice, subject to the orders of the commanding officer.

Five shots only will be fired at each distance as follows :

WITH RIFLES.	WITH CARBINES.
100 yards standing.	100 yards standing.
300 yards kneeling.	250 yards kneeling.
200 yards standing.	200 yards standing.
500 yards lying down.	300 yards kneeling.

This practice will be continued to the end by all present without reference to the scores recorded, except that those who fail to qualify in the second class may be restricted to two shots for practice at each of the higher ranges. The required practice at 500 yards may be postponed until after the course of firing in ranks.

[*b*] Firing in ranks at 200 yards will then be taken up in the following order :

Volley Firing, 5 Rounds.

Fire by squad (or company), 2 rounds.

Fire by ranks, 1 round.

Fire by squad (or company) front rank kneeling, 1 round.

Fire by squad (or company) rear rank (as front) kneeling, 1 round.

File Firing, 5 Rounds.

First fire, 2 rounds (a pause for criticism and instruction).

Second fire, 3 rounds (as rapidly as consistent with accuracy).

[*c*] After the above required duty has been performed without hurry, the time remaining may be utilized for class practice.

Any who have qualified at 200 and 500 yards but not at 100 and 300 yards, may make their scores valid by returning to the second, without shooting in the first again.

SECOND GENERAL PRACTICE.

When an entire command has had opportunity for first general practice the commandant may, in his discretion, with the approval of the division commander, fix a subsequent day or days for voluntary general practice, without additional expense to the State. Those present will practice in the classes to which they respectively belong. In other respects the tour of duty will be identical with that prescribed for first general practice day, including firing in ranks.

GENERAL REGULATIONS.

IV. Marksmen of former years will not be permitted to shoot for the Decoration as heretofore, without practice in the lower class and firing in ranks. The full duty will be required of all.

Practice in Matches.—Scores made (in any class) at a regular Rifle Association match, observing the full military conditions and approved by the General Inspector of Rifle Practice, will be recognized as official. Such practice however must be without expense to the State.

Wooden targets will be used for volley and file firing. Iron targets must not be used for this practice.

Surgeons.—Commandants will in all cases detail a surgeon to accompany any party ordered out for rifle practice, and the duty should not proceed without the presence of a competent medical officer.

Inspection of Practice.—Brigade Inspectors of Rifle Practice will inspect the practice for the marksman's decoration (except in authorized matches), and Brigade or Regimental Inspectors the class shoot-

ing in their respective organizations, and certify the returns. Organizations having no inspector of rifle practice immediately attached, will be inspected by the brigade or division inspector.

An inspector who is not able to be personally present on any occasion of duty will so report to his commanding officer, who will then detail a competent officer to act in his stead.

The powers and authority of rifle inspectors in the field will be duly respected by all concerned, and enforced by the commanding officer on duty.

In regular practice each enlisted man will shoot with the piece issued by the Ordnance Department of the State and brought by him on the ground, unless the same is condemned for actual defects by an inspector of rifle practice. In that case the man may shoot with the nearest approved piece in the ranks, and the one condemned will be returned to the Chief of Ordnance for repairs or exchange.

Class Firing and Scoring.—All members of the National Guard must shoot through the regular classes, and are prohibited from shooting for a second or higher score in a class in which they have already qualified. The record must stand upon the first qualifying score made.

No score by officer or enlisted man will be recognized unless made at a target to which he has been regularly assigned, and where his name has been previously entered on a score blank.

In regular practice no officer or enlisted man will be permitted to fire more than ten individual shots at any one distance on the same day, except the necessary sighting shots to ascertain elevation, windage and the condition of pieces which may be fired by officers or well instructed men under the inspection or approval of an inspector of rifle practice.

Officers.—A sufficient number of commissioned officers must accompany all parties for rifle practice to command and instruct the men. At least one company officer will be present with any part of his company on duty, and a field officer will take command of all detachments of two or more companies. An officer is not exempt from duty as such because he has completed his own rifle practice.

For the sake of discipline, commissioned officers will make their own scores on targets especially assigned them, and not with their men.

The responsibility of officers on the range is very great. They will not allow their own shooting to interfere with their first duty in instructing the men. Good officers will be theoretically proficient in the use of the rifle and able to apply armory instruction in the field. The men will be instructed as much as possible while waiting their turn to shoot, and will have their sights blackened and the correct elevation and windage given them before going to the firing points. Inspectors of rifle practice will report to their commandants officers who neglect or are incompetent to properly instruct their men.

Records.—The blanks and books for the records of rifle practice (excepting score cards, will be issued through Division Headquarters) and must be kept written up, in ink, including the original score blanks. Alterations in score blanks can only be made under certificate of an inspector of rifle practice. The "company classification roll" will be conspicuously displayed in the company rooms.

Close of Practice.—The practice for the season will close on October fifteenth, and no scores made after that date will be recognized. The full reports of rifle practice from minor organizations will be made to the brigade commander on or before November fifteenth; of brigades to the division commander on or before November twentieth.

V. The various organizations of this Division will practice at Creedmoor on the dates below assigned :

Battery "E,"
on June 23d.

Third Brigade,
on June 24th, July 7th, 18th and 28th.

First Brigade,
on July 1st, 8th, 15th, 21st and August 1st.

VI. The following dates are available for second general practice by such organizations as may desire to make such practice, but permission to use any day or days must first be obtained from these Head-quarters :

August 4th, 5th 8th (11th, Battery "E.") 19th, 22d, 25th, 26th and 29th.

VII.—Commanding officers will make the necessary details for guard duty and give such instructions as will insure good order and discipline in going to, returning from and while on the range, which instructions will embrace that part of the range assigned to the use of the troops, but must not interfere with the privileges of the members of the National Rifle Association who have at all times the right to enter within the range and use any portion of it not occupied by the troops.

VIII. Troops will leave Long Island City by train at 8 A. M. (34th street ferry New York, 15 minutes earlier), and return at such hour as may be designated by the commanding officer, who will communicate to the General Passenger Agent of the Long Island Railroad the hour at which he desires his command to leave the range.

IX. In case at the hour of assembly the weather should be stormy, or of a nature so threatening that in the judgment of the commanding officer the practice ordered for the day cannot be carried out, he may countermand the order for practice on such day, but must immediately notify the General Passenger Agent of the Long Island Railroad and the Superintendent of the Range at Creedmoor of such action, and will also report the same to Brigade and Division Head-quarters in order that another day may be assigned to his command to complete its practice.

X. Brigade commanders will issue without delay, the necessary orders for carrying out the provisions of this order, a copy of which, as well as of the regimental orders issued in pursuance hereof, will be forwarded immediately after issue, to Lieutenant-Colonel E. H. Sanford, Division Inspector of Rifle Practice, 157 Maiden Lane, New York.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official:
A. J. Jensen
Colonel
12th Regt. N.Y.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, June 16th, 1881.

GENERAL ORDERS, }
No. 8. }

By Special Orders No. 8, c. s. from these Head-quarters a Court of Inquiry, consisting of Colonel Emmons Clark, 7th Regiment N. G. S. N. Y., was convened "to investigate into the charges and specifications preferred by Major Wm. B. Wetmore, 9th Regiment N. G. S. N. Y., against "Captain Frank S. Belton, Company 'H,' 71st Regiment," and to "report "the evidence adduced, a statement of facts and an opinion thereon." These charges were, first: "Conduct unbecoming an officer and a gentleman," and second: "Conduct prejudicial to good order and military discipline." In the specifications to the first charge, it was alleged that Captain Belton, in two communications addressed to the Adjutant-General of the State, did accuse Colonel Unbekannt, Lieutenant-Colonel Krager and Major Fahrig of the 11th Regiment, and Lieutenant-Colonel Montgomery and Major Wetmore of the 9th Regiment, of bringing about the election of Colonel Ryder of the 9th Regiment, to the position of Brigadier-General in the Second Brigade by means of a corrupt bargain and conspiracy; and in the specifications to the second charge it was alleged that Captain Belton permitted the publication in the daily papers of this city, of the letters containing the allegations above referred to against the officers named.

After examining all the witnesses summoned on behalf of both Major Wetmore and Captain Belton, the Court received from the latter a communication in which he entirely disclaimed all responsibility for and knowledge of the publication of his first letter in the newspapers, averred that his action in the matter was devoid of malice or unfriendly feelings towards either of the officers named, and that it was his purpose merely to request an investigation of the matter without unnecessary publicity.

The Court submitted the following statement of facts:

It appears from the foregoing evidence as presented to the Court, that an election occurred in the Second Brigade First Division N. G. S. N. Y., on the 12th July, 1880, which resulted in the election of Colonel S. Oscar Ryder to the office of Brigadier-General, and that the election was preceded and attended by unusual excitement. Captain Frank S. Belton, Co. "H," 71st Regiment, Second Brigade, N. G. S. N. Y., immediately upon the announcement of the result of this election and under date of July 13th, 1881, addressed a communication to the Adjutant-General S. N. Y., which was forwarded through the regular channel, in which "upon information and "and belief, he complains and charges that said choice" (the election of Colonel Ryder) "was procured and brought about by means of a corrupt "bargain and conspiracy between" the officers of the Ninth and Eleventh Regiments voting at such election, and that by this action they were "each "of them guilty of improper conduct degrading to the character of an "officer." He further stated "that these charges are a matter of common reproach throughout the First Division, and are calculated to bring "discredit and dishonor upon the entire National Guard, unless notice is "taken of them," and requested "that a Court of Inquiry may be convened

"for the purpose of investigating said election and the allegations and "charges relating thereto." This communication was returned from General Head-Quarters with the opinion that a Court of Inquiry should not be ordered because the charges were "vague and indefinite," and suggesting an opportunity to make the charges "definite and specific." Upon the receipt of this communication, thus endorsed from General Head-Quarters, Captain Belton addressed a second communication to the Adjutant-General under date of Sept. 11th, 1880, which was forwarded through the regular channel, in which he stated: "In common with many others I was under the impression that one of the purposes for which a Court of Inquiry might be convened was the investigation of a complaint of improper conduct on the part of an officer (see section 184, amended Military Code) "to ascertain *whether grounds exist* for the the preferment of definite and "specific charges. Under this understanding my action was based." Captain Belton further stated in this communication that there were not sufficient facts within his own knowledge upon which to base charges with specifications; that circumstances led him to believe the "common report, both previous and subsequent to the holding the election in question, that a "corrupt bargain had been entered into in reference thereto," and that he deemed it his duty, in the interest of the service, to bring the matter to the notice of his superiors. In this communication Captain Belton disclaimed the slightest malice towards any of the officers referred to, and stated that "it would afford him great pleasure to have had the scandal set at rest by "an official decision." This communication was returned from General Head-Quarters without endorsements, except the usual ones in forwarding and transmitting official papers. The communication of Captain Belton dated July 13th, above referred to, or its purport, was published in some of the newspapers of this city, and the publicity thus given to the subject has resulted in the charges herewith and in this Court of Inquiry.

The writing or authorship of the two communications is admitted by Captain Belton, and it appears from his testimony and statement, and from the letter of Sept. 11th, and from all the circumstances in the case, that he was not actuated by malice towards the officers of the Ninth and Eleventh Regiments. It also appears from the evidence that these letters were published without his knowledge or consent. The evidence also establishes the fact that the officers of the Ninth and Eleventh Regiments did not enter into a corrupt bargain or conspiracy in connection with the election in the Second Brigade on the 12th July, 1880, and that they were not guilty of any improper conduct in this matter, degrading to their character as officers.

The opinion of the Court is as follows:

The opinion of the Court is that Captain Belton, having acted without malice and as he supposed for the good of the service, in making these communications to the Adjutant-General, and not having instigated or consented to the publication of any charges prejudicial to the character or conduct of the officers of the Ninth and Eleventh Regiments, should not be subjected to a Court Martial for the trial of the charges and specifications referred to this Court for investigation. The communications of Captain Belton to the Adjutant-General were *privileged*, and he is not liable to punishment for their contents, as he expressly stated that his belief was based on common report and not upon personal knowledge of facts to justify charges against the officers referred to. But the writing of *privileged* communications based upon common report and which if accidentally made public may re-

flect upon the character or conduct of other officers cannot be approved ; and such communications must be considered indiscreet and improper. The officers of the Ninth and Eleventh Regiments are wholly relieved by the evidence from any imputation upon their character or conduct, and the Court is of the opinion that the interests of the service will not be promoted by the trial of Captain Belton upon the charges hereto annexed.

Respectfully submitted,

EMMONS CLARK,

Col. 7th Reg't N. G. S. N. Y.,

and President of the Court.

The proceedings and opinion of the Court are approved and confirmed, and the Court of Inquiry is dissolved.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

*Official in
Adj. Gen'l
Gen'l
12th, N. G. S.*

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, September 3d, 1881.

GENERAL ORDERS, }
No. 9. }

I.—Pursuant to Special Orders No. 135, c. s., General Head-quarters, the various subdivisions of this Command will parade in full uniform for muster and inspection pursuant to Section 130. M. C. at 8 o'clock, P. M., on the following dates :

The Division Staff (dismounted) at the armory of the 12th Regiment on Friday, the 14th proximo.

The Commanding Officer and Staff 1st Brigade (dismounted) at the armory of the 22d Regiment on Tuesday, the 11th proximo.

The Commanding Officer and Staff 3d Brigade (dismounted) at the armory of the 7th Regiment on Thursday, the 6th proximo.

5th Regiment, on Tuesday, the 4th proximo.

9th Regiment, on Wednesday, the 5th proximo.

7th Regiment, on Thursday, the 6th proximo.

71st Regiment, on Friday, the 7th proximo.

22d Regiment, on Tuesday, the 11th proximo.

69th Regiment, on Wednesday, the 12th proximo.

8th Regiment, on Thursday, the 13th proximo.

12th Regiment, on Friday, the 14th proximo.

11th Regiment, on Tuesday, the 18th proximo.

Battery "E," (dismounted) on Wednesday, the 19th proximo.

Battery "B," (dismounted) on Thursday, the 20th proximo.

Battery "K," (dismounted) on Friday, the 21st proximo.

The muster and inspection of Regiments and batteries will be held in their respective armories, except in such cases where regimental commanders may prefer some other suitable place to be agreed upon after consultation with the Inspector-General.

II.—The necessary blanks will be transmitted at once, and the several brigade, regimental and battery commanders will cause one copy of the muster-roll of their respective organizations to be properly prepared in accordance with the requirements of Circular No. 1, Office of Inspector-General S. N. Y., series of 1878, endorsed with their name and full post office address, and forward the same to the Inspector-General S. N. Y., at Albany, at least twenty days prior to the date of muster.

III.—The attention of commanding officers is directed to the following provisions of the Military Code :

“ 207. Every commissioned officer, and every non-commissioned officer, musician and private, shall, on due conviction, be subject, for the following offenses, to the fines and penalties thereto annexed :

“ 1. Every commissioned officer, for non-attendance at any drill, parade or encampment, * * * * or making a false entry upon a muster-roll, or knowingly muster as a soldier a substitute or a person who is not a regularly enlisted soldier in and a member of his command, * * * * a fine of not more than one hundred, nor less than five dollars.”

By order of Major-General ALEXANDER SHALER.

CARL JUSSEN,

Colonel and A. A. A. Gen'l.

OFFICIAL:

W. C. Doughty
..... and A. D. C.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, September 10th, 1881.

GENERAL ORDERS, }
No. 10. }

The following promotion and appointment on the personal Staff of the Major-General Commanding are hereby announced to take effect from this date:

Captain Hilbert B. Masters, Aid-de-Camp, to be Aid-de-Camp with the rank of Major, *vice* Iselin resigned.

John R. Andrews (formerly First Lieutenant 7th Regiment N. G. S. Y.), to be Aid-de-Camp with the rank of Captain, *vice* Masters promoted.

They will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

*Filed in
Gen'l's
Office
10.9.81*

HEAD-QUARTERS FIRST DIVISION,
NATIONAL GUARD STATE OF NEW YORK,
155 AND 157 MERCER STREET,
NEW YORK, September 24th, 1881.

GENERAL ORDERS, }
No. 11.

The following General Orders from General Head-quarters announcing the death of the President of the United States, is hereby promulgated :

GENERAL HEAD-QUARTERS, STATE OF NEW YORK,
ADJUTANT-GENERAL'S OFFICE,

ALBANY, September 21st, 1881.

General Orders }
No. 23.

I. It has become the painful duty of the Commander-in-Chief to announce to the National Guard of this State the death, at Long Branch, New Jersey, on the evening of the 19th instant, of JAMES A. GARFIELD, President of the United States. In profound grief, in common with the people of the whole country, he bows in humble submission to the Supreme will of Almighty God, who in the impenetrable mysteries of His own purposes has suffered so baneful an affliction to fall upon the Nation. Indeed, well may the whole people mourn the death of such a man, so loving and tractable in childhood ; so earnest, self-poised and dutiful in youth ; in manhood, the polished scholar, the brilliant orator, the profound statesman, and the Christian soldier whose patriotism gallantly culminated on the battle-fields of his country. This is the man, this the ruler, who, by the foul act of the assassin, has been stricken in death, from the exalted position to which the acclaim of the people had elevated him.

II. As a tribute of respect to the memory of the deceased President and indicative of the grief which shakes the Nation, the Commander-in-Chief directs that for the ensuing six months the officers of the National Guard of this State will wear crape upon the left arm and upon the sword hilt, as prescribed in paragraph 305 of the General Regulations, and that for the same period, all regimental colors on occasions of ceremony, be furled and draped with crape, and until and including the day of the funeral obsequies, the National color be hoisted half-staff on all of the armories and arsenals of the State, and the commanding officers of batteries will, at dawn on the day succeeding the receipt of this order, cause thirteen guns to be fired, and afterwards at intervals of thirty minutes, between the rising and setting of the sun, a single gun, and at the close of the day a national salute of thirty-eight guns.

By order of the Commander-in-Chief.

FREDERICK TOWNSEND,

Major-General and Adjutant-General, S. N. Y.

Official.

(Signed.) J. B. STONEHOUSE,

Col. and Act'g A. A. A.-G., S. N. Y.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, September 27th. 1881.

GENERAL ORDERS, }
No. 12. }

I.—This Division will parade on the 6th proximo, in honor of the distinguished representatives of France and of the families of the Marquis de Lafayette and Baron von Steuben, whose arrival in this city to take part in the Centennial Celebration at Yorktown, Va., is expected on the 5th proximo.

II.—Line will be formed on Fifth avenue, facing eastward in the following order from right to left, the right of the First Brigade resting on 50th street :

Third Brigade.
Battery "B."
Battery "K."
Battery "E."
First Brigade.

The formation must be complete at 3 o'clock, P. M.

III.—The following necessary modifications of the prescribed forms for review will be observed :

For Infantry.

The rear rank will be aligned upon the curb and the distances will be diminished as follows: two yards from the rear to the front rank and from the front rank to the line of company officers, and one and three yards respectively from the line of company officers to the croup of the field and commanding officers' horses.

For Artillery.

In columns of sections (pieces in battery), along the curb; the chiefs of platoon and battery commanders, respectively, one and three yards, from muzzle of pieces to croup of horses, in advance.

The brigade commanders with their staffs and orderlies will take post on the right of their respective brigades slightly in advance of the line of regimental commanders. They will cause their commands to salute upon the arrival of the reviewing party at a point twenty yards from the right of their brigades, and to carry arms when the salute is acknowledged.

The same rule will govern the commanding officers of the artillery organizations on the approach of the reviewing party.

When the reviewing party has passed the left of an organization it will be advanced to the opposite side of the avenue, and formed as before prescribed, except that the front rank of the infantry will be upon the curb, and the mounted officers of all arms will take post on the right of their respective organizations.

When the reviewing party has passed along the rear beyond the right of an organization, it will be formed in column to pass in review.

IV.—The line of march will be down Fifth avenue to the Worth Monument, where the point of review will be established.

V.—Care will be taken to preserve the prescribed intervals between the several organizations both in the formation and the passage in review. The interval between the batteries and adjoining organizations will be sixty yards.

VI.—After passing in review the several organizations will march to their respective armories by the shortest practicable route, turning in the proper direction as soon as possible, in order that lines of travel may not be unnecessarily obstructed.

By order of Major-General ALEXANDER SHALES.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, September 28th, 1881.

GENERAL ORDERS, }
No. 13. }

The following appointment on the Division Staff is hereby announced to take effect from the 24th instant :

Edward Mitchell to be Judge Advocate with the rank of Lieutenant-Colonel, *vice* Sheldon, vacated.

He will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET,

NEW YORK, March 22d, 1881.

CIRCULAR.

Referring to the Circular issued from these Head-Quarters under date of November 30, 1880, announcing the offer by Major D. B. Williamson, Judge Advocate 3d Brigade Staff, of a gold badge to be presented to the non-commissioned officer or private in this Division who shall have obtained the greatest number of recruits (either by new enlistments or re-enlistments) between the 1st day of December, 1880, and the 1st day of April, 1881, the following form of return is hereby prescribed:

FIRST—Between the first and fifth days of April, 1881, the several company commanders shall report to their respective regimental commanders the number of recruits obtained between December 1, 1880, and April 1, 1881, either by new enlistments or re-enlistments, together with the names of the non-commissioned officers and privates by whom they were recruited and the dates of signing the enlistment papers; with these returns shall be forwarded the original enlistment papers which will be returned after it has been ascertained who is entitled to the badge. In the case of batteries the report and enlistment papers will be sent to these Head-Quarters.

SECOND—Each regimental commander shall on or before the 10th day of April, 1881, forward to these Head-Quarters, through the head-quarters of his brigade, the name of the non-commissioned officer or private in his regiment who has obtained the greatest number of recruits with the dates of signing the enlistment papers, together with such enlistment papers.

The word "recruit" is understood to mean for this purpose, one who has actually signed the enlistment or re-enlistment paper between the 1st day of December, 1880, and the 1st day of April, 1881.

In case an equal number have been recruited by two or more non-commissioned officers or privates in a regiment or battery the reports will include their names and the enlistment papers pertaining to all such will be forwarded therewith.

The result and award will be announced when determined.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET.

NEW YORK, May 9th, 1881.

CIRCULAR.

The returns received in response to the circular of March 22d, 1881 from these Head-quarters, upon which the award of the Gold Badge offered by Major D. B. Williamson, Judge Advocate, 3d Brigade, to the non commissioned officer or private of this Division who shall be found to have obtained the greatest number of recruits during the period beginning with December 1st, 1880 and ending with the 31st day of March, 1881, was dependent, show the following result.

First Sergeant D. B. Harrison, Co. "A," 71st Regiment Infantry obtained thirty-three (33) recruits.

Private David Nagle, Co. "I," 69th Regiment Infantry obtained fourteen (14) recruits.

First Sergeant David Wilson, Battery "E," obtained four (4) recruits.

Sergeant Frederick Britton, Co. "E," 22d Regiment Infantry obtained three (3) recruits.

Major Williamson therefore awards the prize to First Sergeant D. B. Harrison, Co. "A," 71st Regiment, and will present the same to him in the presence of the regiment on Monday evening the 16th instant at 8 o'clock at its armory.

The Commanding Officer 71st Regiment Infantry will assemble his command at the time and place named, for that purpose.

The Division Staff will be present, and the Commanding Officer of the 3d Brigade and Staff are invited to attend, in citizen's dress.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

*Official
Henry A. Gildersleeve
Colonel
Div. N. G. N. Y.*

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET.

NEW YORK, May 19th, 1881.

CIRCULAR.

The following communication relating to the presentation and unveiling of the Farragut Statue has been received at these Head-quarters :

“ NEW YORK. May 17th, 1881.

“ GENERAL :

“ I have the honor of forwarding to you the following extract from the minutes of the last meeting of the Executive Committee of the “ Farragut Monument Association of New York : ”

* * * * *

“ On motion of Mr. Cisco it was

“ *Resolved*, That the Chief Marshal, General LLOYD ASPINWALL, be authorized to communicate with the Major-Generals of the First and Second Divisions National Guard State of New York, and invite them to represent their respective commands, together with all the mounted officers attached to such commands, on the occasion of the unveiling and presentation to the City of New York of the Statue of the late Admiral FARRAGUT, by the Farragut Monument Association.

“ E. D. MORGAN,
Chairman.

“ CHAS. H. MARSHALL,
Secretary.”

* * * * *

“ I sincerely trust that you, accompanied by the officers of your command, will accept and be present (mounted). The unveiling and presentation of the Farragut Monument will take place on Wednesday, the 25th instant, and at about half-past three, P. M.

“ Upon receipt of your reply, I will have the pleasure of further communicating with you.

“ I remain,

“ Yours respectfully,

(Signed,)

“ LLOYD ASPINWALL,

“ Maj.-Gen'l ALEXANDER SHALER,

“ *Chief Marshal.*

“ Commanding 1st Division N. G. S. N. Y.,

“ New York.”

The invitation has been accepted by the Division Commander on behalf of the mounted officers of the Division, in the belief that they will gladly embrace the opportunity to honor the memory of our distinguished naval hero.

The Division Staff and Battery Officers will assemble at the “ Rendez-

vous" (Nos. 7-11 West 13th street), at 2 o'clock, p. m., and Brigade Commanders will assemble their Staffs and the mounted officers of their Brigades at 5th avenue and 48th street at 3 o'clock, p. m., on the day designated, mounted and in full uniform. All to act in conjunction with the mounted officers of the 2d Division, as escort to the Hon. William H. Hunt, Secretary of the Navy.

The line of march will be down 5th avenue to Madison Square, where, after the unveiling exercises have been completed, a marching salute will be paid to the Secretary of the Navy.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE.

Colonel, A. A. Gen'l and Chief of Staff.

OFFICIAL:

Official:
Henry A. Gildersleeve
Colonel, A. A. Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

155 AND 157 MERCER STREET.

NEW YORK, February 23, 1882.

GENERAL ORDERS, }
No. 1. }

Pursuant to Section 235 of the Military Code, a Court Martial is hereby ordered for the trial of the officers in the several brigades above the rank of captain, and of all officers belonging to the artillery organizations of this Division, who have been returned as "absent from any parade, encampment, drill or meeting for instruction," held pursuant to orders during the year 1881.

DETAIL FOR THE COURT:

Colonel S. V. R. CRUGER, 12th Regiment.

Lieutenant-Colonel APPLETON D. PALMER, 71st Regiment.

Major WM. DEL. BOUGHTON, A. D. C., 1st Division.

The Court will assemble at the "Rendezvous" (Nos. 7, 9 and 11 West 13th street), on Thursday, March 16th, 1882, at 8 o'clock, P. M.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official:
SPECIAL.
For General
General
12th, 13th, 14th

HEAD-QUARTERS FIRST DIVISION,
NATIONAL GUARD STATE OF NEW YORK.

155 AND 157 MERCER STREET,

NEW YORK, May 19th, 1882.

GENERAL ORDERS, /
No. 2. }

I. The Division will parade on the 30th instant, in participation of the ceremonies of Decoration Day, and as escort to the Grand Army of the Republic and other organizations parading under the direction of the Grand Marshal.

II. The formation will be in close columns, the heads resting on Fifth Avenue, as follows :

First Brigade on West 51st Street.

First and Second Batteries on West 50th Street.

Second Brigade on West 49th Street.

III. The Division will move in the order above given, in column, at 9.30 o'clock A. M., down Fifth Avenue to the Worth Monument, where the honors of a marching salute will be rendered, and continuing the march down Fifth Avenue to 14th Street, to and around Union Square, to and through Broadway to Canal Street, where the parade will be dismissed ; the several organizations directing their march in such a manner as not to impede the march of the rear of the column or to unnecessarily obstruct lines of street car travel.

IV. The Division Staff will assemble mounted and in full uniform, at No. 7 West 13th Street, at 8 o'clock A. M.

By order of Major-General ALEXANDER SHALER,

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official:
Henry A. Gildersleeve
Colonel, A. A. Gen'l and Chief of Staff

HEAD-QUARTERS FIRST DIVISION,
NATIONAL GUARD STATE OF NEW YORK
155 AND 157 MERCER STREET,
NEW YORK, May 25th, 1882.

GENERAL ORDERS, {
No. 3. }

I.—The rifle practice of this Division at Creedmoor for the season of 1882, will be conducted as follows:

No two or more regiments or detachments from different regiments will occupy the range on the same day, unless in Second General Practice, and then permission must be previously obtained from these Head-quarters authorizing a change in this regulation.

Commandants will rigidly require first general practice of their entire commands, excepting musicians who are not allowed to practice, subject to the penalty provided in the Military Code for delinquency; but may excuse such members as afterward voluntarily, and without expense to the State, perform the duty including firing in ranks.

Practice in matches is not considered equivalent. Those who are present at first general practice will not be required to perform further field duty as riflemen.

Companies which fail to parade at least 50 per cent. of their strength for field rifle practice will be published in orders as delinquent.

II.—Transportation for the day of first general practice only, will be provided for each officer, non-commissioned officer and soldier present for practice on such day.

Ammunition will be limited to thirty rounds for each officer, non-commissioned officer and soldier enrolled as per the quarterly returns for quarter ending March 31st, 1882.

Requisitions for transportation and ammunition must be made on and forwarded directly to the Chief of Ordnance, New York City.

CLASSIFICATION.

III.—The classification and order of practice will be the same as in 1881, and as prescribed in G. O. No. 10, c. s. A. G. O. A score of forty or upward in the first class constitutes a sharpshooter.

SECOND GENERAL PRACTICE.

IV.—When an entire command has had opportunity for first general practice the commandant may, in his discretion, with the approval of the Division Commander, fix a subsequent day or days

for voluntary general practice, without additional expense to the State. Those present will practice in the classes to which they respectively belong. In other respects the tour of duty will be identical with that prescribed for first general practice day, including firing in ranks.

GENERAL REGULATIONS.

V.—*Practice in Matches.*—Scores made (in any class) at a regular Rifle Association match, observing the full military conditions including uniform, and approved by the General Inspector of Rifle Practice, will be recognized as official. Such practice however must be without expense to the State.

Wooden targets will be used for volley and file firing. Iron targets must not be used for this practice.

Surgeons.—Commandants will in all cases detail a surgeon to accompany any party ordered out for rifle practice, and the duty should not proceed without the presence of a competent medical officer.

Inspection of Practice.—Brigade Inspectors of Rifle Practice will inspect the practice for the marksman's decoration (except in authorized matches), and Brigade or Regimental Inspectors the class shooting in their respective organizations, and certify the returns. Organizations having no inspector of rifle practice immediately attached, will be inspected by the brigade or division inspector.

An inspector who is not able to be personally present on any occasion of duty will so report to his commanding officer, who will then detail a competent officer to act in his stead.

The powers and authority of rifle inspectors in the field will be duly respected by all concerned, and enforced by the commanding officer on duty.

In regular practice each enlisted man will shoot with the piece issued by the Ordnance Department of the State and brought by him on the ground, unless the same is condemned for actual defects by an inspector of rifle practice. In that case the man may shoot with the nearest approved piece in the ranks, and the one condemned will be returned to the Chief of Ordnance for repairs or exchange.

Class Firing and Scoring.—All members of the National Guard must shoot through the regular classes, and are prohibited from shooting for a second or higher score in a class in which they have already qualified. The record must stand upon the first qualifying score made.

No score by officer or enlisted man will be recognized unless made at a target to which he has been regularly assigned, and where his name has been previously entered on a score blank.

In regular class practice no officer or enlisted man will be permitted to fire more than five shots consecutively at any one distance, except the necessary sighting shots to ascertain elevation, windage and the condition of pieces, which may be fired by officers or well instructed men under the inspection or approval of an Inspector of Rifle Practice. Trial practice between classes is forbidden.

Officers.—A sufficient number of commissioned officers must accompany all parties for rifle practice to command and instruct the men. At least one company officer will be present with any part of his company on duty, and a field officer will take command of all detachments of two or more companies. An officer is not exempt from duty as such because he has completed his own rifle practice.

For the sake of discipline, commissioned officers will make their own scores on targets especially assigned them, or on the company targets, before the men come to the firing points.

The responsibility of officers on the range is very great. They will not allow their own shooting to interfere with their first duty in instructing the men. Good officers will be theoretically proficient in the use of the rifle and able to apply armory instruction in the field. The men will be instructed as much as possible while waiting their turns to shoot, and will have their sights blackened and the correct elevation and windage given them before going to the firing points. Inspectors of Rifle Practice will report to their commandants officers who neglect or are incompetent to properly instruct the men under their charge.

Records.—The blanks and books for record of rifle practice [which, with the exception of score cards, will be issued through Division Head-quarters] must be kept written up, and must be written in ink, including the original score blanks. Alterations in score blanks can only be made under certificate of an Inspector of Rifle Practice. The "Company Classification Roll" will be conspicuously displayed in company rooms.

Close of Practice.—The practice for the season will close on October 15th, and no scores made after that date will be recognized. The full reports of rifle practice from minor organizations will be made to the Brigade Commander on or before November 1st; of Brigades, to the Division Commander on or before November 15th.

VI.—The several organizations of this Division will practice at Creedmoor on the days below assigned:

7th Regiment, on	June 8th.
71st "	" 9th.
11th "	" 16th.
12th "	" 19th.
8th "	" 23d.
22d "	" 26th.
2d Battery	" 29th.
9th Regiment, on	July 13th.
69th "	" 20th.

VII.—The following dates are available for second general practice for such organizations as may desire to make such practice, but permission to use any day or days must first be obtained from these Head-quarters:

July 21st, 24th, 28th and 31st; August 3d, 10th, 11th, 14th, 24th, 28th and 31st, (for 2d Battery only on August 31st); September 8th, 18th, 21st, 25th and 29th; October 5th, 6th, 9th and 12th.

VIII.—Commanding officers will make the necessary details for guard duty and give such instructions as will insure good order and discipline

in going to, returning from and while on the range, which instructions will embrace that part of the range assigned to the use of the troops, but must not interfere with the privileges of the members of the National Rifle Association who have at all times the right to enter within the range and use any portion of it not occupied by the troops.

IX.—Troops will leave Long Island City by train at 8 A. M. (34th street ferry New York, 15 minutes earlier), and return at such hour as may be designated by the commanding officer, who will communicate to the General Passenger Agent of the Long Island Railroad the hour at which he desires his command to leave the range.

X.—In case at the hour of assembly the weather should be stormy, or of a nature so threatening that in the judgment of the commanding officer the practice ordered for the day cannot be carried out, he may countermand the order for practice on such day, but must immediately notify the General Passenger Agent of the Long Island Railroad and the Superintendent of the Range at Creedmoor of such action, and will also report the same to the Brigade and Division Head-quarters in order that another day may be assigned to his command to complete its practice.

XI.—Brigade commanders will issue without delay the necessary orders for carrying out the provisions of this order, a copy of which, as well as of the regimental or battery orders issued in pursuance hereof, will be forwarded immediately after issue, to Lieutenant-Colonel E. H. Sanford, Division Inspector of Rifle Practice, 157 Maiden Lane, New York.

By order of Major-General ALEXANDER SHALER,

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

*Officially
for the
General
Staff*

HEAD-QUARTERS FIRST DIVISION,
NATIONAL GUARD STATE OF NEW YORK.
155 and 157 Mercer Street,
NEW YORK, June 23d 1882.

GENERAL ORDERS, }
No. 4. }

The following appointments and promotions are hereby announced to take effect from this date:

Major WM. DE LANCEY BOUGHTON, A.D.C., to be Ordnance Officer, with the rank of Lieutenant-Colonel, *vice* Post resigned.

Captain JOHN R. ANDREWS, A. D. C., to be Aid-de-Camp with the rank of Major, *vice* BOUGHTON, appointed Ordnance Officer

First Lieutenant LAWSON B. BELL, supernumerary, (formerly A.D.C. to Brig. Gen'l VILMAR, 2d Brigade), to be Aid-de-Camp with the rank of Captain.

They will be obeyed and respected accordingly.

By order of Major-General ALEXANDER SHALER,

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

Official Register

HEAD-QUARTERS FIRST DIVISION,

NATIONAL GUARD STATE OF NEW YORK,

NEW YORK, July 25th, 1882.

GENERAL ORDERS }
No. 5. }

I.—The death of Brigadier-General JOSHUA M. VARIAN, late Commandant of the Second Brigade, which occurred on the 24th instant, is regretfully announced to the Division.

General VARIAN's long career in the National Guard may be briefly summarized as follows: He enlisted as private in the First Troop Washington Greys 3d Regiment, 1st Brigade, on October 24th, 1844; was elected First Lieutenant on March 28th, 1845; Captain in the 8th Regiment, 3d Brigade, on August 12th, 1847; Colonel of the 8th Regiment, 3d Brigade, on December 4th, 1861, and Brigadier-General of the 3d Brigade on November 20th, 1866, in which capacity he continued to serve (the 3d Brigade having meanwhile been designated as the 2d Brigade) until his resignation, induced by ill health, which was accepted on February 10th, 1882.

II.—The following organizations are detailed as the funeral escort under the command of Brigadier General WM. G. WARD, First Brigade:

Platoon of the 2d Battery.
Eighth Regiment Infantry.

They will report at 14th Street and 7th Avenue, at 9.30 o'clock, A. M., on Thursday, 27th inst.

III.—The following-named officers have been requested to act as pallbearers, and will assemble, in full uniform, at No. 151 West 13th Street, at 9.30 o'clock, A. M.:

Major-General ALEXANDER SHALER,
Brigadier-General DANIEL D. WYLIE,
" " WILLIAM H. BROWNELL,
" " LOUIS FITZGERALD,
Colonel WILLIAM SEWARD, Jr.
Lieutenant-Colonel DAVID B. WILLIAMSON.

IV.—Officers and organizations of the National Guard desiring to take part in the ceremonies, are invited to attend the funeral, and to assemble in uniform for that purpose, on Seventh Avenue near 13th Street, at 10 o'clock, A. M.

V.—The remains will be escorted from the late residence of the deceased (No. 151 West 13th Street), to the Seventh Avenue Methodist Episcopal Church, between 13th and 14th Street, and from thence to the Ferry at the foot of West 23d Street, for interment in the New York Cemetery.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

HEAD-QUARTERS FIRST DIVISION,
NATIONAL GUARD STATE OF NEW YORK.
NEW YORK, December 16th, 1882.

GENERAL ORDERS, ({
No. 6. {

The following appointment is hereby announced to take effect from this date:

EDWARD T. WOOD to be Quarter-Master with the rank of Lieutenant Colonel, *vice* PAINE resigned.

He will be obeyed and respected accordingly.

By Order of Major-General ALEXANDER SHALER,

HENRY A. GILDERSLEEVE,

Colonel, A. A. Gen'l and Chief of Staff.

[Faint signature and stamp visible in the background]

HEAD-QUARTERS FIRST DIVISION,
NATIONAL GUARD STATE OF NEW YORK,
155 AND 157 MERCER STREET,

NEW YORK, January 5th, 1882.

CIRCULAR.

The following communication from the Chairman of the French Reception Commission relative to the parade of the Division on October 6th, 1881, is hereby promulgated :

OFFICE OF THE FRENCH RECEPTION COMMISSION,
(69 Bible House,)
NEW YORK, 29th DECEMBER, 1881.

Major-General SHALER,

Commanding First Division, N. G. S. N. Y. :

DEAR SIR :

By order of the Commission appointed by His Excellency the Governor, to extend the courtesies of the State to the French Delegation to the Yorktown Centennial, I have the honor to thank you for the generous coöperation to carry out the resolutions of the Senate of the State by your tender of a review of the First Division of the National Guard State of New York, in honor of the distinguished guests. His Excellency the Governor not only sanctioned the Review, but added dignity to the same by his own presence accompanied by his staff. The extraordinary international occasion, and the beauty of the scene, as the regiments passed, after having been inspected, giving the marching salute, will long be remembered by all who participated in and witnessed it.

I have been charged by the French gentlemen to express their high appreciation of the great honor thus extended to them, and to compliment you, and through you the officers and men of the Division, for their admirable marching, soldierly bearing and precision of movements, giving evidence of thorough drill and equipment, and of readiness for effective duty when called into active service.

Accept, my dear General, for yourself and the members of your staff, the assurances of my high consideration, and believe me to be,

Very respectfully yours,

JOHN A. KING,
Chairman.

By order of Major-General ALEXANDER SHALER.

HENRY A. GILDERSLEEVE,
Colonel, A. A. Gen'l and Chief of Staff.

*Officer in
Charge
of the
Division
of the
N. G. S. N. Y.*

University of California, Los Angeles



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